



## LODI CITY COUNCIL

**Carnegie Forum**  
305 West Pine Street, Lodi

## AGENDA – REGULAR MEETING

**Date:** June 6, 2007

**Time:** Closed Session 5:30 p.m.  
Regular Meeting 7:00 p.m.

For information regarding this Agenda please contact:

**Randi Johl**

**City Clerk**

**Telephone: (209) 333-6702**

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

### **C-1 Call to Order / Roll Call**

### **C-2 Announcement of Closed Session**

- a) Actual Litigation: Government Code §54956.9(a); One Case; People of the State of California; and the City of Lodi, California v. M & P Investments, et al., United States District Court, Eastern District of California, Case No. CIV-S-00-2441 FCD JFM
- b) Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- c) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Professional Firefighters and Fire Mid-Managers Pursuant to Government Code §54957.6

### **C-3 Adjourn to Closed Session**

**NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.**

### **C-4 Return to Open Session / Disclosure of Action**

#### **A. Call to Order / Roll call**

#### **B. Invocation – Pastor Scott Hubbard, Crossroads Community Church**

#### **C. Pledge of Allegiance**

#### **D. Presentations**

##### **D-1 Awards – None**

##### **D-2 Proclamations**

- a) National Automotive Service Professionals Week (PW)
- b) United States Army Week

##### **D-3 Presentations – None**

#### **E. Consent Calendar (Reading; Comments by the Public; Council Action)**

##### **E-1 Receive Register of Claims in the Amount of \$4,030,937.74 (FIN)**

##### **E-2 Approve Minutes (CLK)**

- a) May 15, 2007 (Shirtsleeve Session)
- b) May 16, 2007 (Regular Meeting)
- c) May 22, 2007 (Shirtsleeve Session)
- d) May 29, 2007 (Shirtsleeve Session)

- E-3 Approve Plans and Specifications and Authorize Advertisement for Bids for Restroom Replacement Improvements at Henry Glaves Park, 2206 Oxford Way, and Beckman Park, 1426 Century Boulevard (PR)
- E-4 Approve Specifications and Authorize Advertisement for Bids for Citywide School Safety Signage at Public and Private Schools (PW)
- E-5 Approve Request for Proposals for the City of Lodi Short-Range Transit Plan (PW)
- E-6 Approve Request for Proposals and Authorize Advertisement for Final Design and Construction of Municipal Service Center Transit Vehicle Maintenance Facility (PW)
- Res. E-7 Adopt Resolution Authorizing the Disposition of Fire Department Surplus Self-Contained Breathing Apparatus for Distribution to Other Agencies (FD)
- Res. E-8 Adopt Resolution Awarding the Purchase of Wood Utility Poles to North Pacific Group, Inc., of Portland, Oregon (\$27,156.23) (EUD)
- Res. E-9 Adopt Resolution Awarding the Purchase of 76,500 Feet of #477MCM Bare Aluminum Conductor to Nexans HD Supply, of Portland, Oregon (\$75,834.45) (EUD)
- Res. E-10 Adopt Resolution Awarding the Purchase of 15kV Class Indoor Switchgear for the Killelea Substation Rehabilitation Project to Siemens Power T&D, c/o Honn Co., Inc., of Vacaville, California (\$699,297.50) (EUD)
- Res. E-11 Adopt Resolution Awarding the Contract for Construction of the Killelea Substation Rehabilitation Project to Rosendin Electric, Inc., of San Jose, California (\$2,921,801) (EUD)
- Res. E-12 Adopt Resolution Awarding the Concession Operations at Lodi Lake Park to Hot Diggity Dog, of Lodi, California, for the Period of June 9, 2007 to December 31, 2009 (PR)
- Res. E-13 Adopt Resolution Awarding the Contract for Maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for Fiscal Year 2007-08 to Sunworld, of Sacramento (\$24,446) (PW)
- E-14 Accept Improvements under Contract for Well 27 Well Drilling at 2360 West Century Boulevard (DeBenedetti Park) (PW)
- E-15 Accept Improvements under Contract for Standby Generator at Well 22 (PW)
- E-16 Approve Improvement Agreement for Public Improvements at 350 North Guild Avenue (PW)
- Res. E-17 Adopt Resolution Approving a One-Year Extension of the Street Tree Trimming 2007 Contract with West Coast Arborists, Inc., of Stockton (\$34,220) (PW)
- Res. E-18 Adopt Resolution Authorizing the City Manager to Extend the Contract with Trees, Inc., of Houston, Texas, for Tree Trimming for Power Line Clearance (\$420,000) (EUD)
- Res. E-19 Adopt Resolution Approving a Second One-Year Extension of the 2005-06 Annual Curb, Gutter, and Sidewalk Replacement Contract with Jeff Case Construction Company, of Lodi, for the 2007-08 Fiscal Year with a Three Percent Increase (\$73,336) (PW)
- Res. E-20 Adopt Resolution Authorizing the City Manager to Execute Professional Services Agreement with MIG, Inc., of Berkeley, for Lodi Avenue Design Guidelines/Preliminary Design; and Appropriating \$80,000 for the Project (PW)
- Res. E-21 Adopt Resolution Approving One-Year Extension of Lease of Maple Square, 2 East Lodi Avenue, for the Period of July 1, 2007 to June 30, 2008, to Alcoholics Anonymous (PW)
- Res. E-22 Adopt Resolution Approving the Letter of Agency Designating Northern California Power Agency as Lodi's Agent for Congestion Revenue Rights and Authorizing the Electric Utility Director to Execute and Administer the Letter of Agency (EUD)

- Res. E-23 Adopt Resolution Authorizing Change Order No. 1 to Public Works 800 MHz Radio Transmission Service Contract with La Rue Communications, Inc., of Stockton, for Transit Radio Service (\$20,000 Over the Three-Year Term) (PW)
- Res. E-24 Adopt Resolution Approving In-Street Pedestrian Crossing Signs at Marked School Crosswalk on Crescent Avenue at Tamarack Drive in Front of Nichols Elementary School with Funds Provided by Nichols School Parent Teacher Association (PW)
- E-25 Cancel July 4, 2007, Regular City Council Meeting (CLK)
- Res. E-26 Adopt Resolution Approving Cost of Living Increases for Confidential Employees (CM)
- Res. E-27 Adopt Resolution for Preliminary Approval of the Engineer's Annual Levy Report and Resolution Declaring its Intention for the Levy and Collection of Assessment for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1; and Set Public Hearing for July 18, 2007 (PW)

**F. Comments by the Public on Non-Agenda Items**

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**G. Comments by the City Council Members on Non-Agenda Items**

**H. Comments by the City Manager on Non-Agenda Items**

**I. Public Hearings**

- Res. I-1 Public Hearing to Consider Adopting Resolution Adjusting Consumer Price Index-Based Water and Wastewater Rates (PW)

**J. Communications**

- J-1 Claims Filed Against the City of Lodi – None
- J-2 Appointments
  - a) Appointments to the Lodi Arts Commission, Library Board of Trustees, and Planning Commission and Post for One Remaining Vacancy on the Lodi Arts Commission (CLK)
- J-3 Miscellaneous – None

**K. Regular Calendar**

- K-1 Presentation of Lodi Campus Master Plan by San Joaquin Delta College and Consider Negotiation of a Development Agreement (CM)
- K-2 Consideration of the Status of the Animal Shelter Task Force (CLK / PD)  
**NOTE: This item is carried over from the meeting of 5/2/07**
- K-3 Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases Being Handled by Outside Counsel (\$254,563.27) (CA)  
**NOTE: This item is carried over from the meeting of 5/16/07**
- K-4 Consideration of Proposal Regarding San Joaquin Regional Dive and Recovery Team upon Request by Mayor Pro Tempore Mounce (CLK)
- K-5 Request from San Joaquin Partnership, the Business Council, and University of Pacific for Financial Support to Establish an "Angel Capital Fund," Suggested Contribution of \$10,000 (CM)

**L. Ordinances**

Ord. L-1 Ordinance No. 1798 entitled, "An Ordinance of the Lodi City Council Amending Chapter 13.20,  
(Adopt) 'Electrical Service,' by Repealing and Reenacting Section 13.20.210, Schedule EM, Relating to Mobile Home Park Service Rates" (CLK)

Ord. L-2 Ordinance No. 1799 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal  
(Adopt) Code Chapter 13.20, 'Electrical Service,' by Repealing Section 13.20.175, Schedule MCA – Market Cost Adjustment, and Enacting New Section 13.20.175, Schedule ECA – Energy Cost Adjustment" (CLK)

**M. Adjournment**

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

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Randi Johl  
City Clerk



## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** National Automotive Service Professionals Week Proclamation

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

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**RECOMMENDED ACTION:** Present a proclamation proclaiming the week of June 11 -17, 2007, as "National Automotive Service Professionals Week".

**BACKGROUND INFORMATION:** National Automotive Service Professionals Week was established in 2005 to honor the commitment and dedication of automotive, truck and collision technicians, along with parts specialists and other support professionals who serve the motoring public. Automotive Service Professionals Week is a national event to recognize the efforts of automotive service professionals in keeping our vehicles running correctly. The City wants to join with the Governor and the State of California in acknowledging how important these professionals are to our communities.

Specifically, for the City of Lodi, the Fleet Services Division of the Public Works Department is responsible to repair and maintain the City's fleet. They work daily on equipment, cars, trucks, and buses to support all City departments. They maintain approximately 420 pieces of equipment and vehicles, including everything from Police patrol cars and fire engines to construction equipment and buses.

A representative of the Public Works Fleet and Facilities Division will be present to accept the proclamation.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** Not applicable.

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Richard C. Prima, Jr.  
Public Works Director

Prepared by Dennis J. Callahan, Fleet & Facilities Manager

RCP/DC/pmf

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



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## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** United States Army Week

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Present proclamation proclaiming the week of June 11 – 17, 2007, as “United States Army Week” in the City of Lodi.

**BACKGROUND INFORMATION:** The Mayor has been requested to present a proclamation proclaiming the week of June 11 – 17, 2007, as “United States Army Week” in the City of Lodi. Staff Sergeants Timothy Templeton and Richard McDaniel will be at the meeting to accept the proclamation.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None.

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Randi Johl  
City Clerk

RJ/JMP

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



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## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** Receive Register of Claims Dated May 3, May 10 and May 17, 2007 in the Total Amount of \$4,030,937.74

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Financial Services Manager

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**RECOMMENDED ACTION:** Receive the attached Register of Claims for \$4,030,937.74.

**BACKGROUND INFORMATION:** Attached is the Register of Claims in the amount of \$4,030,937.74 dated 5/03/07, 5/10/07 and 5/17/07. Also attached is Payroll in the amount of \$1,178,189.74.

**FISCAL IMPACT:** n/a

**FUNDING AVAILABLE:** As per attached report.

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Ruby R. Paiste, Financial Services Manager

RRP/rp

Attachments

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

Accounts Payable  
Council Report

Page 1  
Date - 05/23/07  
Amount

As of Thursday	Fund	Name	Amount
05/03/07	00100	General Fund	647,755.30
	00120	Vehicle Replacement Fund	12,706.62
	00123	Info Systems Replacement Fund	568.93
	00160	Electric Utility Fund	6,541.49
	00164	Public Benefits Fund	4,966.50
	00170	Waste Water Utility Fund	9,566.26
	00172	Waste Water Capital Reserve	638,893.47
	00180	Water Utility Fund	2,009.97
	00181	Water Utility-Capital Outlay	234.83
	00210	Library Fund	4,508.07
	00231	Auto Theft Prosecution Fund	49,246.11
	00234	Local Law Enforce Block Grant	2,456.31
	00235	LPD-Public Safety Prog AB 1913	39,060.00
	00260	Internal Service/Equip Maint	3,728.88
	00270	Employee Benefits	396,148.86
	00300	General Liabilities	11,250.00
	00310	Worker's Comp Insurance	19,575.79
	00321	Gas Tax	2,361.98
	00340	Comm Dev Special Rev Fund	8,994.15
	01211	Capital Outlay/General Fund	5,026.50
	01250	Dial-a-Ride/Transportation	3,197.00
	01410	Expendable Trust	5,296.57
Sum			1,874,093.59
	00184	Water PCE-TCE-Settlements	79,960.10
	00190	Central Plume	29,100.33
Sum			109,060.43
Total for Week			
Sum			1,983,154.02



As of Thursday	Fund	Accounts Payable Council Report Name	Page Date Amount	- 1 - 05/23/07
05/10/07	00100	General Fund	498,554.73	
	00120	Vehicle Replacement Fund	12,224.35	
	00123	Info Systems Replacement Fund	6,545.81	
	00160	Electric Utility Fund	53,079.43	
	00164	Public Benefits Fund	2,764.17	
	00170	Waste Water Utility Fund	22,047.63	
	00172	Waste Water Capital Reserve	48,618.02	
	00180	Water Utility Fund	12,889.24	
	00181	Water Utility-Capital Outlay	360.56	
	00210	Library Fund	6,366.51	
	00231	Auto Theft Prosecution Fund	350.00	
	00234	Local Law Enforce Block Grant	11.11	
	00235	LPD-Public Safety Prog AB 1913	706.40	
	00260	Internal Service/Equip Maint	30,705.18	
	00270	Employee Benefits	12,118.10	
	00321	Gas Tax	28,130.36	
	00325	Measure K Funds	95.41	
	00338	IMF-Regional Transportation	20,937.35	
	00340	Comm Dev Special Rev Fund	13,685.52	
	00411	Notes Payable-Debt Service	96,106.00	
	00459	H U D	26.92	
	01211	Capital Outlay/General Fund	456.61	
	01250	Dial-a-Ride/Transportation	2,222.12	
	01410	Expendable Trust	5,027.00	
Sum			874,028.53	
	00184	Water PCE-TCE-Settlements	42.00	
Sum			42.00	
Total for Week				
Sum			874,070.53	

As of	Fund	Accounts Payable Council Report Name Thursday	Page Date	- - 05/23/07 Amount
05/17/07	00100	General Fund		685,313.54
	00120	Vehicle Replacement Fund		35,940.98
	00123	Info Systems Replacement Fund		2,401.13
	00160	Electric Utility Fund		26,558.91
	00161	Utility Outlay Reserve Fund		14,364.98
	00164	Public Benefits Fund		1,900.27
	00170	Waste Water Utility Fund		17,281.44
	00172	Waste Water Capital Reserve		38,014.38
	00180	Water Utility Fund		6,850.46
	00181	Water Utility-Capital Outlay		356.51
	00210	Library Fund		2,231.86
	00234	Local Law Enforce Block Grant		179.38
	00235	LPD-Public Safety Prog AB 1913		575.55
	00260	Internal Service/Equip Maint		19,118.97
	00270	Employee Benefits		4,236.15
	00310	Worker's Comp Insurance		10,431.03
	00321	Gas Tax		31,014.20
	00340	Comm Dev Special Rev Fund		16,206.06
	00502	L&L Dist Z1-Almond Estates		1,213.33
	00503	L&L Dist Z2-Century Meadows I		1,018.33
	00506	L&L Dist Z5-Legacy I,II,Kirst		1,538.34
	00507	L&L Dist Z6-The Villas		1,740.00
	01212	Parks & Rec Capital		13,405.32
	01250	Dial-a-Ride/Transportation		201,642.23
	01410	Expendable Trust		35,906.03
Sum				1,169,439.38
	00184	Water PCE-TCE-Settlements		2,763.13
	00190	Central Plume		1,510.68
Sum				4,273.81
		Total for Week		
	Sum			1,173,713.19

05/23/07

Payroll	Pay Per Date	Co	Name	Gross Pay
			-	
Regular	05/06/07	00100	General Fund	789,491.53
		00160	Electric Utility Fund	152,152.86
		00164	Public Benefits Fund	5,162.00
		00170	Waste Water Utility Fund	69,318.27
		00180	Water Utility Fund	9,769.39
		00210	Library Fund	33,645.12
		00235	LPD-Public Safety Prog AB 1913	4,569.87
		00260	Internal Service/Equip Maint	18,321.12
		00321	Gas Tax	54,380.28
		00340	Comm Dev Special Rev Fund	38,264.74
		01250	Dial-a-Ride/Transportation	3,114.56
			Pay Period Total:	
Sum				1,178,189.74



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## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** Approve Minutes  
a) May 15, 2007 (Shirtsleeve Session)  
b) May 16, 2007 (Regular Meeting)  
c) May 22, 2007 (Shirtsleeve Session)  
d) May 29, 2007 (Shirtsleeve Session)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Approve the following minutes as prepared:  
a) May 15, 2007 (Shirtsleeve Session)  
b) May 16, 2007 (Regular Meeting)  
c) May 22, 2007 (Shirtsleeve Session)  
d) May 29, 2007 (Shirtsleeve Session)

**BACKGROUND INFORMATION:** Attached are copies of the subject minutes, marked Exhibits A through D.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

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Randi Johl  
City Clerk

RJ/JMP

Attachments

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, MAY 15, 2007**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, May 15, 2007, commencing at 7:00 a.m.

**A. ROLL CALL**

Present: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Absent: Council Members – Mounce

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**B. TOPIC(S)**

B-1 "Presentation of Proposal to Replace Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment)"

City Manager King briefly introduced the subject matter.

Electric Utility Director Morrow provided an overview of the proposed energy cost adjustment (ECA). Specific topics of discussion included background information, the proposed adjustment, the purpose of the adjustment, utilities with ECAs, ECA formula, monthly examples, sample ECA calculation, ECA revenue projections by class, fiscal year 2008 ECA forecast, Fitch report "excerpt," and summary.

In response to Mayor Johnson, Mr. Morrow stated Electric Utility generally buys electricity in advance, but there are some real time purchases as well. Mr. Morrow stated the front figure may change due to various projects, costs of fuel, and general market conditions. He stated even a five or ten percent open position can create significant change. Council Member Hansen discussed security costs for dams and the California Independent System Operator as examples for change. City Manager King stated there is also an uncertainty with actual demand, which is difficult to predict until it is incurred.

In response to Council Member Hitchcock, Mr. Morrow stated the ECA is revenue neutral and will not affect the in-lieu transfer.

In response to Council Member Hitchcock, Mr. Morrow stated approximately 67 cents of each dollar goes toward power supply costs, most of which is fixed. He stated about 13% of that amount is not hedged.

In response to Council Member Katzakian, Mr. Morrow stated the typical swing could be anywhere between a negative penny or two to a positive penny or two per kilowatt.

In response to Council Member Hansen, Mr. Morrow stated the numbers are only estimates and not absolute. City Manager King stated the .0831 number is the actual base amount.

In response to Council Member Hitchcock, Mr. Morrow stated a two cent difference could affect a bill by 10% to 13%, but the bill may decrease if less energy is used. Mr. Morrow stated staff will bring back information regarding typical customer usage.

In response to Council Member Hansen, Mr. Morrow stated it is not technically impossible to spread out the 7.19% for industrial users, but there are costs that need to be recovered and concerns of spreading the amount over different user classes to collect over a longer period of time.

In response to Mayor Johnson, the incentive to purchase electricity at the lowest cost possible is the measurement of how well the utility is doing by keeping the numbers as low as possible. City Manager King stated they did speak with large industrial users and the overall goal is to work with these users while maintaining the objectives of the proposed adjustment. Mr. King provided an overview of the utility's historical background from its financial condition in May 2005 to the present.

In response to Council Member Hitchcock, Mr. Morrow stated ECA roll back into rates will not be necessary unless there is a need to adjust the base portion of the rates.

In response to Council Member Hansen, Mr. Morrow stated ECA avoids sudden one-time large percentage rate increases and assists with bond agency ratings for stability purposes.

In response to Council Member Hitchcock, Mr. Morrow stated all utilities, including PG&E, have some differential between residential, commercial, and large industrial users. Mr. Morrow provided an overview of the rate of returns and stated PG&E comparisons for residential, commercial, and industrial will be brought back to Council. Discussion ensued regarding the same between Council Member Hitchcock, Council Member Hansen, and Mayor Johnson.

In response to Council Member Katzakian, Mr. Morrow stated the ECA does not technically affect the reserves and is revenue neutral.

In response to Council Member Hansen, City Manager King stated reserves are built by opportunity expansions such as the Roseville project, the Guild Avenue property, and under utilized assets. He stated there is a \$13 million target figure for in three years, but he does have some concerns regarding staffing levels at Electric Utility, which previously helped the overall budget and reserves.

In response to Mayor Johnson, Mr. Morrow stated the ECA formula does not create a compounding affect and the two-month figure is a purer number to ensure the Utility is recovering the exact cost and not under or over collecting. City Attorney Schwabauer stated the ECA is based on an estimate for variable costs and provided a rent example. Mr. Morrow stated the costs are pretty certain and the only variable is the sales.

In response to Mayor Johnson, Mr. Morrow confirmed the Utility is technologically equipped to handle the changeover and stated the Budget and Finance Committee will be providing oversight for the numbers.

In response to Council Member Hitchcock, Mr. Morrow stated the formula is typical conceptual wise and is very simple for implementation purposes.

In response to Council Member Hansen, Mr. Morrow stated the 4.8 figure is a projected average and not an exact number.

In response to Council Member Hansen, Mr. Morrow confirmed that the overall goal is to reduce the rates over time.

In response to Mayor Johnson, Mr. Morrow and City Manager King stated the numbers will also be brought back to Council, in addition to the Budget and Finance Committee, as part of the quarterly update.

PUBLIC COMMENTS:

- In response to Myrna Wetzel, Mr. Morrow stated the ECA item does not have anything to do with the new meter reading routes.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

None.

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:08 a.m.

ATTEST:

Randi Johl, City Clerk

**LODI CITY COUNCIL  
REGULAR CITY COUNCIL MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, MAY 16, 2007**

**C-1     CALL TO ORDER / ROLL CALL**

The City Council Closed Session meeting of May 16, 2007, was called to order by Mayor Johnson at 5:55 p.m.

Present: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Absent: Council Members – Mounce

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**C-2     ANNOUNCEMENT OF CLOSED SESSION**

- a) Actual Litigation: Government Code Section 54956.9(a); One Case; Norma Carson v. City of Lodi, San Joaquin Superior Court Case No. CV 032190
- b) Actual Litigation: Government Code §54956.9(a); One Case; Hartford Accident and Indemnity Company, et al. v. City of Lodi, et al., Superior Court, County of San Francisco, Case No. 323658
- c) Conference with Blair King, City Manager, and Jim Krueger, Deputy City Manager (Acting Labor Negotiators), Regarding Professional Firefighters and Fire Mid-Managers Pursuant to Government Code §54957.6
- d) Actual Litigation: Government Code §54956.9(a); One Case; Kim M. Lee v. City of Lodi, et al., San Joaquin County Superior Court, Case No. CV028966
- e) Threatened Litigation: Government Code §54956.9(b); One Case; Potential Suit by Marty Rosen Against City of Lodi Based on Personal Injury
- f) Actual Litigation: Government Code §54956.9(a); One Case; City of Lodi, et al. v. EBMUD, State Water Resources Control Board, Application No. 13156

**C-3     ADJOURN TO CLOSED SESSION**

At 5:55 p.m., Mayor Johnson adjourned the meeting to a Closed Session to discuss the above matters.

The Closed Session adjourned at 7:00 p.m.

**C-4     RETURN TO OPEN SESSION / DISCLOSURE OF ACTION**

At 7:06 p.m., Mayor Johnson reconvened the City Council meeting, and City Attorney Schwabauer disclosed the following actions.

Items C-2 (a) and C-2 (f) were direction only.

In regard to Item C-2 (b), settlement direction was given.

Item C-2 (c) was not discussed.

In regard to Items C-2 (d) and C-2 (e), settlement authority was given.

**A.     CALL TO ORDER / ROLL CALL**

The Regular City Council meeting of May 16, 2007, was called to order by Mayor Johnson at 7:06 p.m.

Present: Council Members – Hansen, Hitchcock, Katzakian, Mounce\*, and Mayor Johnson

Absent: Council Members – None

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**\*NOTE:** Mayor Pro Tempore Mounce participated in the meeting via telephone conference call from the Crowne Plaza Hotel, 1177 Airport Boulevard, Burlingame, California, until 9:25 p.m., at which time she disconnected the conference call and was no longer present.

B. INVOCATION

The invocation was given by Pastor Gene Napier, Temple Baptist Church.

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Johnson.

D. AWARDS / PROCLAMATIONS / PRESENTATIONS

D-1 (a) Fire Chief Mike Pretz presented the "Firefighter of the Year 2006" plaque to Fire Engineer Chris Allen.

D-2 (a) Mayor Johnson presented a proclamation to Ted Van Alen with the Lodi Salvation Army proclaiming the week of June 3 – 9, 2007, as "Hunger Awareness Week" in the City of Lodi.

D-3 (a) John Ledbetter, representing the Lodi Community Foundation, introduced the Lodi Community Foundation and gave a presentation on its functions and tasks. In response to Mayor Johnson, Mr. Ledbetter stated the public roll out will be in the Fall.

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E. CONSENT CALENDAR

In accordance with the report and recommendation of the City Manager, Council, on motion of Council Member Hansen, Katzakian second, unanimously approved the following items hereinafter set forth **except those otherwise noted**:

E-1 Claims were approved in the amount of \$5,335,734.27.

E-2 The minutes of April 18, 2007 (Regular Meeting), May 1, 2007 (Shirtsleeve Session), May 2, 2007 (Regular Meeting), May 8, 2007 (Shirtsleeve Session), and May 8, 2007 (Special Meeting) were approved as written.

E-3 Approved the plans and specifications and authorized advertisement for bids for Asphalt Rubber Cape Seal, Various Streets, 2007.

E-4 Adopted Resolution No. 2007-83 authorizing the City Manager to execute San Joaquin Council of Governments cooperative agreements for the Cape Seal Project in the amount of \$71,500; Elm Street Overlay Project in the amount of \$412,000; and Turner Road Improvements in the amount of \$785,000.

E-5 Approved the specifications and authorized advertisement for bids to procure polemount and padmount transformers for the Electric Utility Department.

E-6 Approved the request for proposals and authorized advertisement for bids for Security Services for Lodi Station and Lodi Station Parking Structure.

E-7 Adopted Resolution No. 2007-84 approving the purchase of an asphalt pavement compactor from Ingersoll Rand Equipment Sales, of Sacramento, in the amount of \$36,743, and appropriating funds in accordance with staff recommendation.

E-8 Adopted Resolution No. 2007-85 authorizing the purchase of a remote terminal unit and accessories from Siemens Power Transmission and Distribution, Inc., of Palatine, Illinois, for the Killelea Substation Rehabilitation Project in the amount of \$60,000.

E-9 Adopted Resolution No. 2007-86 awarding the transformer maintenance services for Henning and Industrial Substations to Waukesha Electric Systems, Inc., of Waukesha, Wisconsin, in the amount of \$30,250.

E-10 Adopted Resolution No. 2007-87 awarding the contract for Asphalt Materials for Fiscal Year 2007-08 to Granite Construction Company, of Stockton, in the amount of \$165,930.



- E-11 Adopted Resolution No. 2007-88 approving Addendum to the Improvement Agreement for Public Improvements at 856 North Sacramento Street to provide one-year time extension and authorizing the City Manager and City Clerk to execute the agreement on behalf of the City.
  - E-12 Adopted Resolution No. 2007-89 authorizing the City Manager to execute professional services agreement with WGR Southwest, Inc., of Lodi, for Storm Drainage Permit Compliance Inspections for wet season construction inspection.
  - E-13 Adopted Resolution No. 2007-90 authorizing the City Manager to execute a professional services contract with the Lodi Salvation Army to administer the SHARE Customer Verification and Certification Program (a pilot project) and allocating \$14,500 in Public Benefit Program funds to complete this project.
  - E-14 Authorized the City Manager to execute the City of Stockton Emergency Communications Agreement.
  - E-15 Authorized staff to amend the General Plan Update Scope of Services to expand the community survey to include all city residents and adjust the budget by \$7,200 for a total of \$17,700.
  - E-16 Approved submitted City of Lodi Arts and Cultural Project Grants for 2006-07.
  - E-17 "Set Public Hearing for June 6, 2007, to Consider the Introduction of an Ordinance Amending the Lodi Municipal Code to Create Comprehensive Regulations for Mobile Food Vendors and Itinerant Merchants" was ***removed from the Consent Calendar and discussed and acted upon following approval of the Consent Calendar.***
- 

ACTION ON ITEM REMOVED FROM THE CONSENT CALENDAR

- E-17 "Set Public Hearing for June 6, 2007, to Consider the Introduction of an Ordinance Amending the Lodi Municipal Code to Create Comprehensive Regulations for Mobile Food Vendors and Itinerant Merchants"

This item was pulled by Council Member Hansen for further discussion.

Council Member Hansen suggested setting the hearing for the July 18<sup>th</sup> Council meeting in light of budget related scheduling conflicts.

Mayor Pro Tempore Mounce suggested the matter could be discussed at a Shirtsleeve Session or special meeting in June. City Manager King provided an overview of the upcoming meeting schedule.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Johnson second, set public hearing for July 18, 2007, to consider the introduction of an ordinance amending the Lodi Municipal Code to create comprehensive regulations for mobile food vendors and itinerant merchants. The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – Mounce

Absent: Council Members – None

F. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS

- Stephen Banks spoke in opposition to the pending litigation regarding his property and the related easement. He requested a delay of the court case due to his illness and time to obtain an attorney.

G. COMMENTS BY CITY COUNCIL MEMBERS ON NON-AGENDA ITEMS

- Council Member Hansen reported on his attendance at the Affordable Housing Project Review Committee meeting and encouraged participation at the open, publicly noticed meetings. In response to Mayor Johnson, Community Development Director Hatch stated proposals were submitted by the original three developers.
- Mayor Pro Tempore Mounce reported on her attendance at the Affordable Housing Project Review Committee meeting and the League of California Cities Central Division meeting. She also provided updates on AB 411 and AB 1254, as well as upcoming League meetings.

H. COMMENTS BY THE CITY MANAGER ON NON-AGENDA ITEMS

- City Manager King introduced the new Electric Utility Manager, Ken Wisel. George Bradley invited the public to participate in the upcoming Celebration on Central event to be held on Sunday, May 20, 2007.

I. PUBLIC HEARINGS

- I-1 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Johnson called for the public hearing to consider introduction of an ordinance amending Chapter 13.20, "Electrical Service," by amending §13.20.210, Schedule EM (Mobile Home Park Service), to become effective July 1, 2007.

Electric Utility Director Morrow provided an overview of the proposed mobile home park electric rates. Specific topics of discussion included background, park description, EM (Mobile Home Park Service) rate history, EM rate application, pad discounts, EM vs. EA (Residential Service) rate comparison, findings, and recommendations by staff and the representative from Casa de Lodi.

Council Members Hansen and Katzakian, Mayor Pro Tempore Mounce, and Mayor Johnson disclosed they had individually spoken with Jim Baum regarding proposed mobile home park electric rates.

City Manager King briefly introduced the subject matter and stated he does not believe any wrongdoing occurred amongst employees or within the business community.

In response to Council Member Hitchcock, Mayor Johnson and Council Member Hansen stated there was nothing substantive to add to the deliberations based on their individual conversations with Mr. Baum.

Discussion ensued between Council Member Hansen and Council Member Hitchcock regarding the previously suggested rate increases, which were pulled back due to the small number of units and solvency concerns. Mr. Morrow stated that currently 413 out of 489 customers are already paying the recommended rates.

In response to Council Member Hansen, Mr. Morrow stated the proposed ordinance does not contain language for invoice review, but it is consistent with private-public utility law. City Manager King stated they are expecting citizen inquiries regarding rate collection and the implementation period.

In response to Council Member Hitchcock, Mr. Morrow stated that one reason to keep both the EA and EM rates, even though the amount may be the same, is the application of the discount program.

Hearing Opened to the Public

- Jim Baum spoke of his interaction with City staff in connection with an adjustment of rates for his mobile home park, suggesting that staff should take a look at the PG&E discount programs and phase out options. Mr. Baum also stated he is fine with the proposed auditing process. In response to Council Member Hansen, Mr. Morrow stated the pad discount is updated automatically.

- Doug Davis of Casa de Lodi spoke of his concerns regarding the language of the previous ordinance, providing a historical overview of the rate collection at his mobile home park. Mr. Davis also stated he was fine with the proposed audit.
- Maureen Midaigas of Casa de Lodi spoke of her concerns regarding the language of the proposed ordinance and suggested corrections to avoid future discrepancies.
- Bruce Davis of Horizon Management Company spoke of his concerns regarding the discount amount and differential applications based on opinions of the California Public Utilities Commission (CPUC).

In response to Council Member Hitchcock, Mr. Morrow stated the CPUC recommends the rental structure. Discussion ensued regarding attaching language similar to that provided by CPUC and the 1138 and 1154 differential between the City Council, Mr. Morrow, City Manager, and City Attorney.

In response to Council Member Hansen, Mr. Morrow stated the 1138 figure is staff's calculation based on a 30-day estimate. City Attorney Schwabauer stated the proposed ordinance's language can address the same so as to eliminate the mathematical equation.

#### Public Portion of Hearing Closed

City Attorney Schwabauer stated the proposed ordinance will be amended to address the language and math of the pad discount and the effective date of the ordinance.

In response to Council Member Hansen, Mr. Schwabauer stated the billing review should also be included in the ordinance if the Council so desires.

In response to Council Member Hansen, City Manager King explained that the cost mechanism for EM mobile home rates would be applicable to mobile home owners in some cases and mobile home park owners in others.

In response to Council Member Hansen, Mr. Morrow stated 413 owners already pay the required rate and 76 will be affected by the new rate.

Discussion ensued between Council Member Hitchcock, Mr. Morrow, and Mr. King regarding the need for a step rate increase.

#### MOTION / VOTE:

The City Council, on motion of Council Member Hitchcock, Johnson second, unanimously introduced Ordinance No. 1798 amending Chapter 13.20, "Electrical Service," by amending §13.20.210, Schedule EM (Mobile Home Park Service), to become effective July 6, 2007, or as soon thereafter as practicable under state law, with the proposed language revisions outlined by the City Attorney.

#### RECESS

At 9:14 p.m., Mayor Johnson called for a recess, and the City Council meeting reconvened at 9:25 p.m., at which time Mayor Pro Tempore Mounce disconnected the conference call and was no longer present.

#### I. PUBLIC HEARINGS (Continued)

- I-2 Notice thereof having been published according to law, an affidavit of which publication is on file in the office of the City Clerk, Mayor Johnson called for the public hearing to consider introduction of an ordinance amending Chapter 13.20, "Electrical Service," by replacing §13.20.175, Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment), to become effective July 1, 2007.

Electric Utility Director Morrow provided an overview of the proposed energy cost adjustment (ECA). Specific topics of discussion included background, proposal, utilities with ECAs, ECA formula, sample ECA calculation, fiscal year 2008 ECA forecast, ECA revenue projections by class, miscellaneous information, Fitch report excerpt, alternate proposal, and summary.

Mayor Johnson stated he is confident that staff will do its best in keeping the rates low and suggested both the Budget and Finance Committee and City Council review the status periodically. City Manager King stated a status can be provided with the quarterly updates.

In response to Council Member Hansen, Mr. Morrow stated the largest affected group is the industrial, or Big 6.

In response to Council Member Hitchcock, Mr. Morrow provided clarification of the energy cost adjustments for various customers as typical costs may be invoiced.

In response to Council Member Hansen, Mr. Morrow stated anyone has the option to be more conservative, which will affect overall prices, and participate in the average billing program.

Hearing Opened to the Public

None.

Public Portion of Hearing Closed

In response to Council Member Hansen, Council Member Hitchcock stated her motion does not include the alternate proposal for the Big 6 phase out because the Electric Utility's rates are very competitive with PG&E.

In response to Council Member Katzakian, Mr. Morrow stated the goal is still to increase the reserve fund minus the \$320,000, which will be spread across all users over one year and not just the Big 6.

MOTION / VOTE:

The City Council, on motion of Council Member Hitchcock, Johnson second, introduced Ordinance No. 1799 amending Chapter 13.20, "Electrical Service," by replacing §13.20.175, Schedule MCA (Market Cost Adjustment) with Schedule ECA (Energy Cost Adjustment), to become effective July 6, 2007, or as soon thereafter as practicable by state law, with periodic review by the Budget and Finance Committee and quarterly review by the City Council. The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Mounce

J. COMMUNICATIONS

J-1 Claims Filed Against the City of Lodi – None

J-2 Appointments – None

J-3 Miscellaneous – None

K. REGULAR CALENDAR

K-1 "Adopt Resolution Approving Control Point Adjustments for Executive Management and Cost of Living Adjustments for Unrepresented Mid-Managers"

City Manager King introduced the subject matter and provided the presentation of the same. Specific topics of discussion included a four percent cost of living adjustment (COLA) effective January 1<sup>st</sup> of the current year, mid-management classifications, equal treatment for unionized and non-unionized employees, a four percent adjustment for the cost control point for executive management, flexibility for step increases, employees previously foregoing increases, and reduction of workforce with better compensation options.

In response to Council Member Hansen, Mr. King stated the retroactive date is January 1<sup>st</sup> because that is the date that the unionized employees received a COLA.

In response to Council Member Hitchcock, City Manager King stated various employees are at the top of their salary ranges now and adjustments are warranted.

In response to Mayor Johnson, City Manager King stated he is reluctant to recommend a comparable position survey to measure comparable mean and the cost control point adjustment does not guarantee an automatic increase. Mr. King provided an overview of the concept of comparable work. Discussion ensued between Mayor Johnson, Council Member Hitchcock, and City Manager King regarding the same.

In response to Council Member Hansen, Mr. King confirmed that the mean numbers are above the City's figures by percentage.

Discussion ensued between the Council and City Manager regarding a policy to review salaries for all positions.

**MOTION #1 / VOTE:**

The City Council, on motion of Council Member Hansen, Johnson second, adopted Resolution No. 2007-91 approving control point adjustments for Executive Management, as detailed below, and approving a 4% COLA for the positions of Police Chief, Public Works Director, and Fire Chief. The motion carried by the following vote:

Ayes: Council Members – Hansen, Katzakian, and Mayor Johnson

Noes: Council Members – Hitchcock

Absent: Council Members – Mounce

	<b>Proposed Annual</b>	
	<b>Control Point</b>	<b>High Point</b>
Police Chief	124,376	137,118
Fire Chief	117,387	129,418
Public Works Director	119,933	132,226
Community Center Director	95,609	105,419
Community Development Director	118,173	133,006
Deputy City Manager	112,769	124,338
Electric Utility Director	132,662	160,716
Parks and Recreation Director	117,112	129,106

**MOTION #2 / VOTE:**

The City Council, on motion of Council Member Hansen, Johnson second, adopted Resolution No. 2007-92 approving a 4% COLA for unrepresented mid-management employees (i.e. Deputy City Attorney, Finance Division Manager, Budget Division Manager, and Management Analysts I and II in the Human Resources-Risk Management Division). The motion carried by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Mounce

- K-2 “Adopt Resolution Approving Reclassification and Salary Adjustment for City Engineer and Equity Pay Adjustment for Public Works Director”

City Manager King provided an overview of the recruitment efforts for the City Engineer position prior to the current City Engineer's return. Mr. King stated Mr. Sandlin was not aware of the proposed increases for the two positions prior to his return, which are necessary in order to maintain a differential.

In response to Council Member Hitchcock, Mr. King stated he understood the difficulty of dealing with one or two underpaid positions versus all similar positions, but the timing for these two positions posed some difficulty.

Mayor Johnson requested the Council be provided with information regarding employee retention.

MOTION / VOTE:

The City Council, on motion of Council Member Hansen, Katzakian second, adopted Resolution No. 2007-93 approving reclassification and salary adjustment for City Engineer (salary range: \$8,629 to \$10,488) and equity pay adjustment for Public Works Director (control point: \$10,517 and high point: \$11,427). The motion carried by the following vote:

Ayes: Council Members – Hansen, Katzakian, and Mayor Johnson

Noes: Council Members – Hitchcock

Absent: Council Members – Mounce

RECESS

At 10:27 p.m., Mayor Johnson called for a recess, and the City Council meeting reconvened at 10:33 p.m.

K. REGULAR CALENDAR (Continued)

K-3 “Overview of 2007-08 Operating and Capital Outlay Budget”

City Manager King provided an overview of the proposed fiscal year 2007-08 budget. Specific topics of discussion included balanced budget for third year, revenues and expenses within 12-month period are balanced, 15% to 18% target ranges, service levels, financial health of the Electric Utility Department, water and wastewater fund budgets and unencumbered reserves, staffing levels, land use and environmental issues, seed money into budget, come back to Council regarding redevelopment project area for approximately \$300,000, remediation of PCE/TCE, scheduled wastewater improvement, organizational chart overview for consolidating Parks and Recreation Department with the Community Center, traditional revenues versus unconventional revenues, investment earnings, all funds expenditures, general fund revenues, and general fund balance.

Council Member Hitchcock requested additional information for position vacancies and dates.

City Manager King provided an overview of frozen positions in the Electric Utility, miscommunication regarding frozen positions that were not intended to be frozen, and authorized positions.

In response to Council Member Hitchcock, Mr. King stated the personnel costs, including those of the Police Department, are typical for the general fund, but utilities may operate differently.

In response to Council Member Hitchcock, Mr. King stated the cardroom percentage is not entrepreneurial, but the sale of City-owned property may be entrepreneurial in nature.

Police Chief Adams provided an overview of the proposed Police Department budget. Specific topics of discussion included positions for records and evidence, recruitment efforts, state and federal grants, reduction of crime rate, animal shelter intervention efforts, graffiti ordinance, code enforcement efforts, police cadet program, staffing levels, a fifth beat, and liaison efforts with the Lodi Unified School District (LUSD).

In response to Council Member Hitchcock, Mr. King stated the positions listed under staffing summary were authorized, budgeted, and in current allocations.

In response to Mayor Johnson, Chief Adams stated a grant provided funding for the auto theft officer.

In response to Mayor Johnson, Chief Adams stated the crack net program is struggling and can vary from year to year.

In response to Council Member Hansen, Police Chief Adams stated recruiting is still the number one challenge for the City and other agencies.

In response to Mayor Johnson, Chief Adams stated there is a statewide shortage and one officer from Stockton joined the City.

In response to Council Member Hansen's question regarding a potential bond measure for public safety, City Manager King stated a question pertaining to the same was asked on the citizen survey, for which results should be received in July.

In response to Council Member Hitchcock, City Manager King stated the \$1.2 million additional revenue from the community facilities district will be available for various uses, including public safety, and will help maintain current service levels, which may need to be advanced at a later time.

In response to Council Member Hitchcock, City Manager King stated there does not need to be an exact nexus so long as some connection to the development and demand for service can be shown.

In response to Council Member Hitchcock, Mr. Krueger stated the \$75,000 amount is a misclassification.

In response to Council Member Hitchcock, Chief Adams stated some costs for sending officers to Peace Officer Standards and Training are reimbursable.

Fire Chief Pretz provided an overview of the proposed Fire Department budget. Specific topics of discussion included the budget numbers, grants, National Incident Management System requirements, new firefighter positions, business inspection program, City emergency preparedness plan, station development for the southeast, emergency incidents, response times and numbers related to service, training hours, and consolidating operations.

In response to Council Member Hansen, Chief Pretz stated the overtime numbers will continue to go down as the two remaining firefighters complete training and are brought online.

In response to Council Member Hansen, Chief Pretz indicated the difference in the overtime numbers should become noticeable towards March after the vacancies are filled. City Manager King stated overtime may still exist in the emergency operations division.

In response to Mayor Johnson, Chief Pretz stated the number for the fire prevention bureau may differ due to the inspection program.

In response to Council Member Hitchcock, Chief Pretz stated it is more cost effective to fill one or two positions instead of paying overtime for burnout purposes.

Parks and Recreation Director Tony Goehring provided an overview of the proposed department budget.

Discussion ensued between Council Member Hansen, Mr. Goehring, and Mr. King regarding a proposed consolidation with Hutchins Street Square, LUSD after school programs, clerical and labor positions, the County worker program, and staffing for park maintenance.

In response to Council Member Hansen, Mr. King stated the projected date for DeBenedetti Park was five years after the effective date upon annexation.

In response to Mayor Johnson, Mr. Goehring stated the Bobcat and similar programs are going through a transitional period where they are competing with one another for membership. Discussion ensued between the City Council regarding the competitive programs.

MOTION / VOTE:

There was no Council action taken on this matter.

- K-4 "Approve Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases Being Handled by Outside Counsel (\$221,408.56)" was ***pulled from the agenda.***

L. ORDINANCES

- L-1 Following reading of the title of Ordinance No. 1797 entitled, "An Ordinance of the City Council of the City of Lodi Levying and Apportioning the Special Tax in Community Facilities District No. 2007-1 (Public Services)," having been introduced at a regular meeting of the Lodi City Council held May 2, 2007, the City Council, on motion of Council Member Hansen, Johnson second, waived reading of the ordinance in full and adopted and ordered it to print by the following vote:

Ayes: Council Members – Hansen, Hitchcock, Katzakian, and Mayor Johnson

Noes: Council Members – None

Absent: Council Members – Mounce

Abstain: Council Members – None

M. ADJOURNMENT

There being no further business to come before the City Council, the meeting was adjourned at 12:17 a.m., Thursday, May 17, 2007.

ATTEST:

Randi Johl  
City Clerk



**CITY OF LODI  
 INFORMAL INFORMATIONAL MEETING  
 "SHIRTSLEEVE" SESSION  
 CARNEGIE FORUM, 305 WEST PINE STREET  
 TUESDAY, MAY 22, 2007**

An Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was held Tuesday, May 22, 2007, commencing at 7:00 a.m.

**A. ROLL CALL**

Present: Council Members – Hansen, Hitchcock, Katzakian, Mounce, and Mayor Johnson

Absent: Council Members – None

Also Present: City Manager King, City Attorney Schwabauer, and City Clerk Johl

**B. TOPIC(S)**

B-1 "Receive Information Regarding Proposed Personnel Position Allocations and Position Control for the Proposed Fiscal Year 2007-08 Budget and Information on the History of Supplemental Personnel Positions"

City Manager King briefly introduced the subject matter.

Deputy City Manager Krueger provided an overview of mandated vacancies, authorized positions, and net increases in budgeted and authorized positions for various departments including Administration, Community Center, Community Development, Electric Utility, Internal Services Department, Fire Department, Library, Parks and Recreation Department, Police Department, and Public Works Department.

In response to Council Member Hitchcock, Mr. King stated the economic development position cannot be filled automatically if it is authorized. Mr. King provided an overview of the relationship of budgeting and attrition to the vacancies.

In response to Council Member Hitchcock, Mr. King stated if the position is not budgeted it will come back to Council to be filled.

In response to Council Member Hitchcock, Mr. King stated the latitude of position mobility between departments is one difference between unbudgeted and mandated vacancies.

In response to Council Member Hitchcock, Mr. King stated staff would return to the Council to fill unbudgeted and mandated vacancies.

In response to Council Member Hitchcock, Mr. King stated the City is hiring for various positions all year round and discussed the Police Department as an example.

In response to Council Member Hitchcock, Mr. Krueger stated there are 42 mandated vacancies in addition to the eight hard-to-fill positions.

In response to Council Member Hansen, Mr. King confirmed that the mandated economic development position means there is no intention to fill the position in the upcoming budget year unless it comes back to Council. Discussion ensued between the City Council and Mr. King regarding potential reduction of service levels.

In response to Council Member Hansen, Mr. King confirmed the Council will have to approve filing the economic development position and stated staff is recommending removing the mandated vacancies tag from the electric utility.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the difference between the 42 and 19 figures is the Electric Utility positions.

In response to Council Member Hitchcock, Mr. King stated in the City Clerk's Office, there are one Deputy City Clerk and one Records Clerk II positions authorized.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated there is no step up in salary for position title change in the facilities maintenance area.

In response to Mayor Johnson, Mr. King stated the position recently became vacant around the same time as when the new director was hired who is working on some organizational changes. Mr. King also stated the recruitment lists may need to be updated.

In response to Council Member Hitchcock, Mr. Hatch stated the Permit Technician I and II positions allow flexibility with moving staff when education and experience requirements have been met.

In response to Council Member Hitchcock, Mr. Krueger stated the senior building position will go away with the addition of the other position.

In response to Mayor Johnson, Mr. King and Mr. Hatch stated there is some flexibility with the new plan check engineer position.

Mayor Pro Tempore Mounce requested information regarding code enforcement efforts and organizations in other cities.

Discussion ensued between Council Member Hansen, Mayor Johnson, Council Member Hitchcock, Mr. Morrow, and Mr. King regarding the Electric Utility's ability to fill whatever positions are needed so long as the overall Electric Utility personnel budget is not exceeded.

In response to Council Member Hitchcock, Mr. Morrow provided an overview of the meter reader collector system.

Council Member Hitchcock requested a copy of the chart of positions.

In response to Council Member Hansen, Mr. Krueger stated they are actively working on improved customer service in answering phone calls in the Finance area.

Discussion ensued between Council Member Hansen and City Manager King regarding the flexibility associated with a management analyst position who can work in multiple departments.

In response to Mayor Pro Tempore Mounce, Mr. Krueger stated the customer service supervisor position became another supervisor position.

In response to Council Member Hansen, Mr. Krueger stated they are only looking to fill the Human Resources Manager position in the personnel division.

In response to Council Member Hansen, Mr. Krueger stated there are five new positions total Citywide.

Mr. King provided a synopsis of each of the five newly proposed positions and provided a status of eliminating the permanent part-time positions that were contract based.

**C. COMMENTS BY THE PUBLIC ON NON-AGENDA ITEMS**

In response to Myrna Wetzel, Mr. King stated the City is not in a hiring freeze mode.

**D. ADJOURNMENT**

No action was taken by the City Council. The meeting was adjourned at 8:31 am

ATTEST:

Randi Johl  
City Clerk

**CITY OF LODI  
INFORMAL INFORMATIONAL MEETING  
"SHIRTSLEEVE" SESSION  
CARNEGIE FORUM, 305 WEST PINE STREET  
TUESDAY, MAY 29, 2007**

The May 29, 2007, Informal Informational Meeting ("Shirtsleeve" Session) of the Lodi City Council was canceled.

ATTEST:

Randi Johl  
City Clerk



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve plans and specifications and authorize advertisement for bids for restroom replacement improvements at Henry Graves Park, 2206 Oxford Way and Beckman Park, 1426 Century Boulevard

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Parks and Recreation Director

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**RECOMMENDED ACTION:** Approve plans and specifications and authorize advertisement for bids for restroom replacement improvements at Henry Graves Park, 2206 Oxford Way and Beckman Park, 1426 Century Boulevard.

**BACKGROUND INFORMATION:** The project was part of the Parks and Recreation Department's 2000 Park Bond Act Per Capita Grant program request. The project was presented to, and approved by, City Council at their regular meeting on January 18, 2006.

The new restrooms shall be relocated closer to street side and reoriented so that the restroom doors will be facing towards the street. This will assist police during regular patrol of the park sites.

The work consists of removing and disposing of the existing metal restroom structures, concrete foundations, concrete flat work, and disconnecting existing underground utilities at both park sites. The Contractor shall provide and install (2) pre-engineered, pre-manufactured, fully relocatable plant fabricated restroom facilities. Work shall also include engineering calculations and construction drawings sufficient to obtaining a building permit. Other site work will include miscellaneous concrete flat work, connecting electrical, water and wastewater services and other related work shown on the plans. Plans and specifications are on file in the Parks and Recreation office.

The Beckman and Henry Graves Park restroom replacement projects are two of five projects taken to Council for approval on January 18, 2006. Each of the projects presented to Council were considered by staff to be deferred maintenance priority projects. All were designated to be funded under the 2000 Park Bond Act Per Capita Grant program. Funds were previously allocated for each of the five projects, including Beckman and Henry Graves Park restroom replacement, and approved by State grant agencies. All the projects presented were approved by both the Parks and Recreation Commission and City Council.

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APPROVED: \_\_\_\_\_  
Blair King, City Manager

Staff has successfully completed the Kofu Park community room roof repair, Legion Park community room roof replacement and Peterson Park playground improvements, which represent the three other projects approved. The January 18, 2006, Council Communication specifically stated that the subject projects, and all others, "would come before the City Council for approval of specifications, authorization to bid and contract award in the upcoming months".

Staff recommends the approval of these two remaining improvement projects.

**FISCAL IMPACT:** There is no direct impact to the Parks and Recreation Department budget for the installation of the new restrooms. The 2000 Park Bond Act Per Capita Grant program will be supporting the installation of this project in its entirety.

**FUNDING:**

Henry Graves Restroom Replacement Improvements:	\$ 130,000.00
Beckman Restroom Replacement Improvements:	\$ 132,000.00
Engineer's Estimate:	\$ 262,000.00
2000 Park Bond Act Per Capita Grant Allocation: \$ 259,156.00 (Henry Graves Park - \$129,578.00 / Beckman Park - \$129,578.00)	
2000 Park Bond Act Per Capita Grant Allocation: \$ 23,570.00 (Balance of funds from Legion / Kofu Roof Replacement – Project Completed 5/07)	

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Kirk Evans, Budget Manager

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Tony C. Goehring  
Parks and Recreation Director

Prepared by Steve Virrey, Park Project Coordinator

cc: City Attorney  
Steve Dutra, Park Superintendent  
Wes Fujitani, Sr. Civil Engineer



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve Specifications and Authorize Advertisement for Bids for Citywide School Safety Signage at Public and Private Schools

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Approve the specifications for the Citywide School Safety Signage at Public and Private Schools project and authorize advertising for bids.

**BACKGROUND INFORMATION:** This project consists of furnishing and installing school signs, roadside posts, pavement markings, and performing other incidental and related work, as shown in the project specifications.

In June 2005, City Council authorized staff to submit Safe Route to School grant applications to the California Department of Transportation (Caltrans). In June 2006, Caltrans approved the Citywide School Signage grant. The intent of the grant is to comply with recently-adopted guidelines for federal and state mandated school pedestrian warning signs. The compliance date for the installation of these particular signs is January 2011. There are various compliance dates for other types of signs and pavement markings. The new school signs include School Advance Warning Assembly D (S1-1 "two school pedestrians walking" and W16-9p "ahead") in advance of the existing school signs and School Crosswalk Warning Assembly B (S1-1 "two pedestrians walking" and W16-7p "downward arrow") at school crosswalks. The new guidelines have eliminated the crosswalk lines from the school signs. An example of these signs is attached as Exhibit A. These signs provide additional warning for motorists entering a school zone and approaching school crosswalks. In addition to these signs, existing signs and marking were relocated or removed to be brought into compliance with federal and state guidelines.

The specifications are on file in the Public Works Department.

**FISCAL IMPACT:** Using grant funds will eliminate the need to use Street Maintenance funds for installation of these improvements by the compliance deadline. However, replacements costs will be needed in eight to ten years.

**FUNDING AVAILABLE:** The money for this project is from Safe Route to School (90%) and Transportation Development Act (10%) funds. A request for appropriation of funds will be made at contract award.

Project Estimate: \$65,000  
Planned Bid Opening Date: July 3, 2007

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Rick Kiri, Senior Engineering Technician  
RCP/RSK/pmf  
Attachment  
cc: City Engineer  
Senior Traffic Engineer

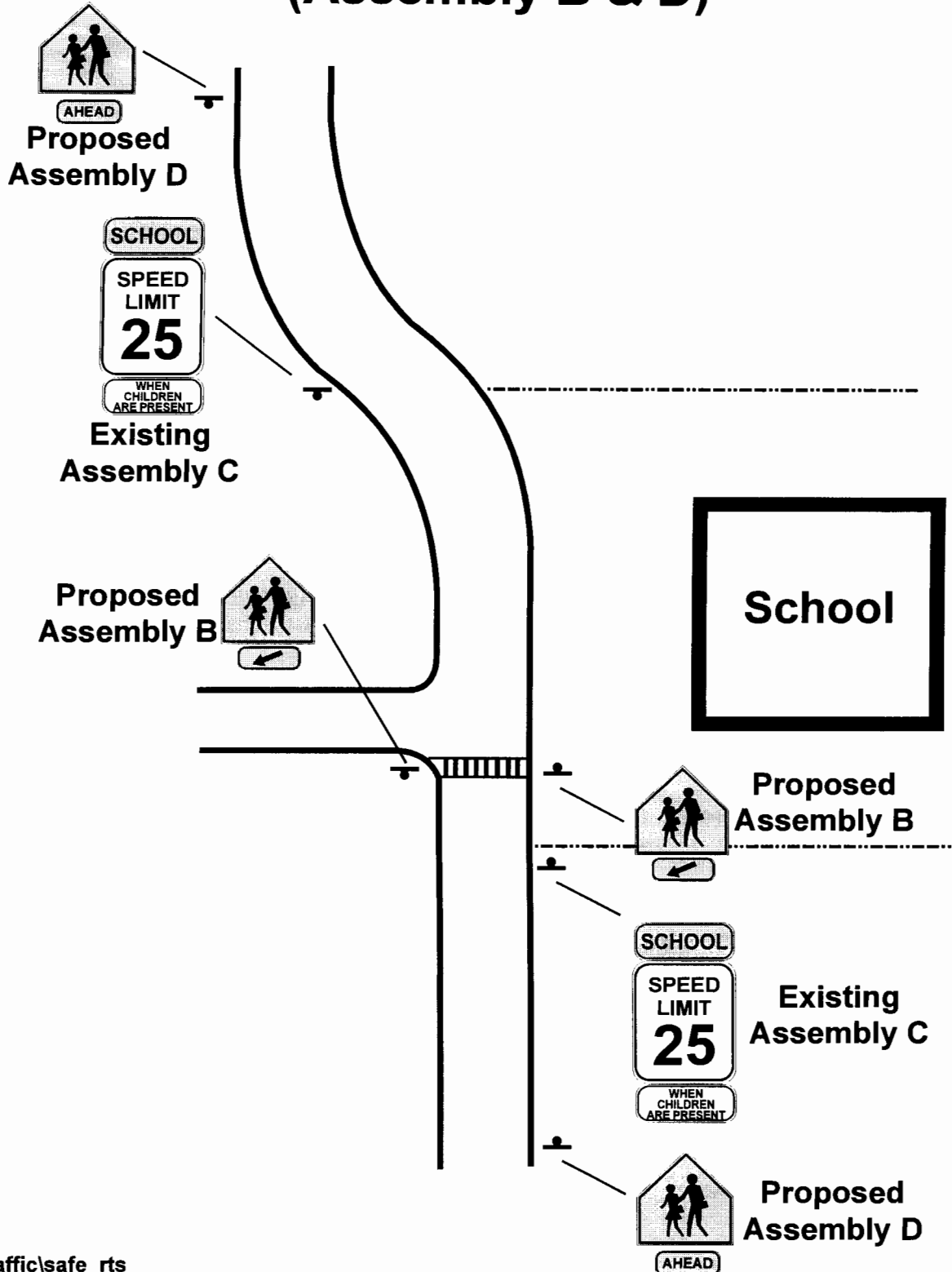
\_\_\_\_\_  
Streets and Drainage Manager  
Transportation Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

# SAFE ROUTE TO SCHOOL GRANT

## PROPOSED SCHOOL SIGNING

(Assembly B & D)





# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve Request for Proposals for the City of Lodi Short Range Transit Plan

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Approve the Request for Proposals for the City of Lodi Short Range Transit Plan.

**BACKGROUND INFORMATION:** This Request for Proposals is for a short range transit plan for the City of Lodi. Staff is requesting approval of the Request for Proposals at this time, to coincide with the requirements included in the Reynolds Ranch Annexation, Westside Annexation and Southwest Gateway Annexation to conduct a Transit Needs Analysis. The cost of the proposed short range plan is anticipated to be between \$40,000 and \$60,000.

**FISCAL IMPACT:** An updated short range transit plan is needed to evaluate future transit demand and coverage associated with recent major annexations. The short range plan will include a financial element to assist in budgeting operations and capital expenses over the next five to ten years.

**FUNDING AVAILABLE:** Funding for the short range transit plan is required from the Reynolds Ranch, Westside and Southwest Gateway annexations, as stated in their project Environmental Impact Reports.

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Tiffani M. Fink, Transportation Manager

RCP/TMF/pmf

cc: Transportation Manager  
Senior Traffic Engineer  
Tom Doucette, Frontiers Community Builders  
Dale Gillespie, San Joaquin Valley Land Company

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager





## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Approve Request for Proposals and Authorize Advertisement for Final Design and Construction of Municipal Service Center (MSC) Transit Vehicle Maintenance Facility

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Approve Request for Proposals (RFP) and authorize advertisement for the final design and construction of the Municipal Service Center (MSC) Transit Vehicle Maintenance Facility.

**BACKGROUND INFORMATION:** At its November 1, 2006 meeting, City Council authorized staff to begin space planning, technical specifications and schematic design drawings to complete a set of "Bridging Documents" for a new Transit Vehicle Maintenance Facility. This work has been completed. The bridging documents will be used by a contractor/design team to complete the design and construct the new facility. The next phase in the project is to request proposals for the selection of the contractor/design team.

This project was originally included in the fiscal year 2005/06 budget and includes funding for design and construction from Transit, Water and Wastewater accounts. Since adoption of the budget, staff has applied for and received an apportionment of San Joaquin County's Public Transit Account (PTA) funds from the State Transportation Improvement Program. This project has been programmed for \$1,850,000 in fiscal year 2007/08 and will have to be under construction in that year or risk loss of funds. The remainder of the construction funding (\$750,000) will be from impact fees and Transportation Development Act transit capital funds. Staff is requesting Council authorize the RFP to ensure that the PTA funding can be utilized within the specified time frame.

The project includes approximately 14,000 square feet of building space, providing heavy and light duty work bays, welding and parts rooms, office space, bathroom/locker rooms, and equipment storage spaces. A prequalification process is included to determine eligible design/build teams and ensure they have the necessary experience to perform the work. The proposals require a "Guaranteed Maximum Price" for the design and construction of the project.

The bridging documents provide a framework for the contractor/design team to build the shop to the City's specifications. The bridging documents include basic plans and detailed performance specifications, which were developed by City staff and the design team. The selected contractor/design team will complete the facility design, obtain the building permit and construct the facility. Staff will seek Council approval of the successful contractor/design team selection. The RFP is on file in the Public Works Department.

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

Approve Request for Proposals and Authorize Advertisement for Final Design and Construction of  
Municipal Service Center (MSC) Transit Vehicle Maintenance Facility

June 6, 2007

Page 2

**FISCAL IMPACT:** Failure to award the contract could result in the loss of the PTA funding for construction of the facility.

**FUNDING AVAILABLE:** Funding has been included in the budget for fiscal year 2007/08.

Transit Fund (1250)	\$2,100,000
Water Fund (181)	\$ 250,000
Wastewater Fund (171)	\$ 250,000

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Richard C. Prima, Jr.  
Public Works Director

Prepared by Tiffani M. Fink, Transportation Manager

cc: Gary Wiman, Construction Project Manager  
Tiffani M. Fink, Transportation Manager  
Dennis Callahan, Fleet and Facilities Manager



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution authorizing the disposition of Fire Department surplus Self Contained Breathing Apparatus (SCBA) for distribution to other agencies (FD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Michael E. Pretz, Fire Chief

**RECOMMENDED ACTION:** Adopt resolution authorizing the disposition of Fire Department surplus self contained breathing apparatus for distribution to other agencies.

**BACKGROUND INFORMATION:** During the past year the Fire Department has replaced all of the SCBA equipment through a federal grant program. Only a portion of the older equipment was capable of upgrade for use with the new system. The remaining older equipment is either not compatible with the new system or in such poor condition that the cost of upgrading was not advisable.

The Fire Department has received requests from other agencies for the obsolete equipment to be donated for their use. The agencies that have requested surplus equipment are the Woodbridge Fire Protection District, Lodi Unified School District Regional Occupational Program (LUSD ROP), San Joaquin Delta College Public Safety Department (SJDC PSD), and the City of Lone Fire Department.

The surplus inventory consists of 23 SCBA Packs with regulators and PASS devices, 43 SCBA masks, and 55 cylinders.

The Lodi Fire Department recommends that the surplus equipment be provided to the requesting agencies in the following manner:

1. 12 SCBA masks to Woodbridge Fire to assist in completing the goals of the grant.
2. 10 SCBA packs with one (1) mask each and including two (2) cylinders to LUSD ROP.
3. 10 SCBA packs with one (1) mask each and including two (2) cylinders to SJDC PSD.
4. The remainder of the equipment to be sent to the City of Lone Fire Department.

**FISCAL IMPACT:** None

**FUNDING AVAILABLE:** None required

\_\_\_\_\_  
Michael E. Pretz, Fire Chief

MEP/lh

APPROVED: \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING  
THE DISPOSITION OF FIRE DEPARTMENT SURPLUS SELF-  
CONTAINED BREATHING APPARATUS FOR DISTRIBUTION TO  
OTHER AGENCIES

=====

WHEREAS, during the past year the Fire Department has replaced all of the SCBA equipment through a federal grant program; and

WHEREAS, only a portion of the older equipment was capable of upgrade for use with the new system, and the remaining older equipment is either not compatible with the new system or in such poor condition that the cost of upgrading was not advisable; and

WHEREAS, the Fire Department has received requests from other agencies for the obsolete equipment to be donated for their use. The agencies that have requested surplus equipment are the Woodbridge Fire Protection District, Lodi Unified School District Regional Occupational Program (LUSD ROP), San Joaquin Delta College Public Safety Department (SJDC PSD), and the City of Lodi Fire Department; and

WHEREAS, the surplus inventory consists of 23 SCBA Packs with regulators and PASS devices, 43 SCBA masks, and 55 cylinders; and

WHEREAS, the Lodi Fire Department recommends that the surplus equipment be provided to the requesting agencies in the following manner:

1. 12 SCBA masks to Woodbridge Fire to assist in completing the goals of the grant.
2. 10 SCBA packs with one (1) mask each and including two (2) cylinders to LUSD ROP.
3. 10 SCBA packs with one (1) mask each and including two (2) cylinders to SJDC PSD.
4. The remainder of the equipment to be sent to the City of Lodi Fire Department.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby authorizes the disposal of Fire Department surplus Self-Contained Breathing Apparatus (SCBA) to other agencies as listed above.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI COUNCIL COMMUNICATION

AGENDA ITEM **E-08**

**AGENDA TITLE:** Adopt resolution awarding purchase of wood utility poles to North Pacific Group, Inc. of Portland, Oregon (\$27,156.23) (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

---

**RECOMMENDED ACTION:** Adopt a resolution awarding the purchase of 31 wood utility poles to the low bidder, North Pacific Group, Inc. of Portland, Oregon in the amount of \$27,156.23.

**BACKGROUND INFORMATION:** On April 18, 2007, the City Council approved specifications and authorized advertisement for bids for wood utility poles.

On May 16, 2007, Staff received and opened the following bids for thirty-one 55-foot Class 1 poles:

North Pacific Group, Inc., Portland, OR	\$27,156.23
Adobe Lumber, Inc., American Canyon, CA	\$31,468.83
Bell Lumber and Pole Company, Conway, WA	\$31,799.18
McFarland Cascade, Tacoma, WA	\$50,035.54

Wood utility poles are needed on an on-going basis for line extension to serve new developments, replacement of damaged or deteriorated poles and for routine line maintenance and upgrades.

**FISCAL IMPACT:** \$27,156.23 will be charged to fiscal year 2006-07 budget.

**FUNDING AVAILABLE:** Account No. 160650 = \$27,156.23.

---

George F. Morrow  
Electric Utility Director

**PREPARED BY:** Demy Bucaneg, Jr., P.E., Manager, Engineering & Operations

GFM/DB/lst

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY  
COUNCIL AWARDING THE BID FOR THE  
PURCHASE OF WOOD UTILITY POLES

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on May 16, 2007, at 11:00 a.m., for the purchase of 31 wood utility poles, as described in the specifications therefore approved by the City Council on April 18, 2007; and

WHEREAS, said bids have been compared, checked, and tabulated and a report thereof filed with the City Manager as follows:

<u>Bidder</u>	<u>Bid</u>
North Pacific Group, Inc., Portland, OR	\$27,156.23
Adobe Lumber, American Canyon, CA	\$31,468.83
Bell Lumber & Pole, Conway, WA	\$31,799.18
McFarland Cascade Company, Tacoma WA	\$50,035.54

WHEREAS, the City Manager recommends award of the bid for the purchase of thirty-one (31) 55-foot Class 1 wood utility poles be made to the low bidder, North Pacific Group, Inc., of Portland, Oregon.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the award of the bid for the purchase of thirty-one (31) 55-foot Class 1 wood utility poles be made to the low bidder, North Pacific Group, Inc., of Portland, Oregon, in the amount of \$27,156.23.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution awarding purchase of 76,500 feet of #477MCM bare aluminum conductor to Nexans, HD Supply of Portland, OR (\$75,834.45) (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** Adopt a resolution awarding the purchase of 76,500 feet of #477MCM bare aluminum conductor to Nexans, HD Supply of Portland, Oregon in the amount of \$75,834.45.

**BACKGROUND INFORMATION:** On April 18, 2007, the City Council approved specifications and authorized advertisement for bids for #477MCM bare aluminum conductor.

On May 23, 2007, staff received and opened the following bids for the 76,500 feet of #477MCM bare aluminum conductor:

<b>Nexans, HD Supply, Portland, OR</b>	<b>\$75,834.45</b>
Nehring, HD Supply, Portland, OR	\$78,719.46
Hascelik, General Pacific, Portland, OR	\$81,917.69
King Wire, All-Phase Electric Supply, Stockton, CA	\$84,324.61
General Cable, HD Supply, Portland, CA	\$84,324.61
Houston Wire & Cable, HD Supply, Benicia, CA	\$86,302.90
Alcan Cable, HD Supply, Portland, OR	\$86,879.90
Alcan Cable, GE Supply (GEXPRO), North Highlands, CA	\$87,374.47
Alcan Cable, WESCO Distribution Inc, Livermore, CA	\$98,914.50

Electric wires are needed on an on-going basis for line extension to serve new developments, and for routine line maintenance and upgrades. Staff therefore recommends City Council approval of award to purchase 76,500 feet of #477MCM bare aluminum conductor from Nexans, HD Supply of Portland, OR.

**FISCAL IMPACT:** \$75,834.45 will be charged to fiscal year 2006-07 budget.

**FUNDING AVAILABLE:** Account No. 160650 = \$75,834.45.

\_\_\_\_\_  
George F. Morrow  
Electric Utility Director

**PREPARED BY:** Demy Bucaneg, Jr., P.E., Manager, Engineering & Operations

GFM/DB/1st

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING THE  
BID FOR THE PURCHASE OF 76,500 FEET OF #477MCM  
BARE ALUMINUM CONDUCTOR

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on May 23, 2007 at 11:00 a.m. for the purchase of 76,500 feet of #477MCM Bare Aluminum Conductor, described in the specifications, therefore approved by the City Council on April 18, 2007; and

WHEREAS, said bids have been compared, checked, and tabulated and a report thereof filed with the City Manager as follows:

<u>Bidder /Location</u>	<u>Bid</u>
Nexans, HD Supply, Portland, OR	\$75,834.45
Nehring, HD Supply, Portland, OR	\$78,719.46
Hascelik, General Pacific, Portland, OR	\$81,917.69
King Wire, All-Phase Electric Supply, Stockton, CA	\$84,324.61
General Cable, HD Supply, Portland, CA	\$84,324.61
Houston Wire & Cable, HD Supply, Benicia, CA	\$86,302.90
Alcan Cable, HD Supply, Portland, OR	\$86,879.90
Alcan Cable, GE Supply (GEXPRO), North Highlands, CA	\$87,374.47
Alcan Cable, WESCO Distribution Inc, Livermore, CA	\$98,914.50

WHEREAS, the City Manager recommends award of the bid for the purchase of 76,500 feet of #477MCM Bare Aluminum Conductor to the lowest bidder, Nexans, HD Supply of Portland, Oregon.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the award of the bid for the purchase of 76,500 feet of #477MCM Bare Aluminum Conductor, be and the same is hereby awarded to Nexans, HD Supply of Portland, Oregon, the lowest bidder, in the amount of \$75,834.45.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS -

NOES: COUNCIL MEMBERS -

ABSENT: COUNCIL MEMBERS -

ABSTAIN: COUNCIL MEMBERS -

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_





# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution awarding purchase of 15kV Class indoor switchgear for the Killelea Substation Rehabilitation Project to Siemens Power T&D c/o Honn Co., Inc. of Vacaville, California (\$699,297.50) (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** Adopt a resolution awarding the purchase of 15kV Class indoor switchgear for the Killelea Substation Rehabilitation Project from Siemens Power Transmission and Distribution, Inc. (Siemens Power T&D c/o Honn Co., Inc.) of Vacaville, CA in the amount of \$699,297.50.

**BACKGROUND INFORMATION:** To facilitate construction and limit overall cost of the Killelea Rehabilitation Project, City Council approved specifications and authorized advertisement for bids the 15kV Class indoor switchgear on May 2, 2007.

Staff sent bid packages to six (6) switchgear manufacturers and potential bidders. On May 18, 2007, staff received and opened the following proposals for the 15kV Class indoor switchgear.

Siemens Power T&D c/o Honn Co., Inc., Vacaville, CA	\$ 731,643 *
General Electric, Concord, CA	\$1,034,069.94
ABB, Inc., Carlsbad, CA	No Bid

\* Siemens Power T&D gave the City of Lodi approximately 4.40% discount on their quoted price when staff contacted them to verify details of their proposal. Their base price was reduced to \$649,000 for a total of \$699,297.50 with the 7.75% tax

Siemens Power T&D will deliver, set and assemble the indoor switchgear inside the control building. Rosendin Electric, Inc. will provide labor for installation, termination and verification of control wirings from various devices to the switchgear, grounding and function check of all control circuits and systems.

Siemens Power T&D will furnish detailed panel layout, drawings, wire termination schedule and schematic diagrams for review and approval by the City of Lodi before starting the manufacture of the switchgear. The estimated delivery of the switchgear will be between January and February 2008. Test and commissioning of the substation will be performed in April 2008 and energization of the facility is scheduled on April 30, 2008. The switchgear delivery is critical to completing the rehabilitation project on schedule. Therefore, staff suggests awarding purchase of 15kV Class indoor switchgear to Siemens Power T&D c/o Honn Co. Inc. .

**FISCAL IMPACT:** Switchgear cost is \$699,297.50 with 7.75% tax included.

**FUNDING AVAILABLE:** Bond proceeds are allocated in Account No. 1611082.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
George F. Morrow  
Electric Utility Director

**PREPARED BY:** Demy Bucaneg, Jr., P.E., Manager, Engineering & Operations

APPROVED: \_\_\_\_\_

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING THE  
BID FOR 15kv CLASS INDOOR SWITCHGEAR FOR THE  
KILLELEA SUBSTATION REHABILITATION PROJECT

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on May 18, 2007 at 11:00 a.m. for the purchase of 15kV Class Indoor Switchgear for the Killelea Substation Rehabilitation Project described in the specifications, therefore approved by the City Council on May 2, 2007; and

WHEREAS, said bids have been compared, checked, and tabulated and a report thereof filed with the City Manager as follows:

<u>Bidder /Location</u>	<u>Bid</u>
Siemens Power T&D c/oHonn Co., Vacaville, CA	\$ 699,297.60
General Electric, Concord, CA	\$1,034,069.94
ABB, Inc., Carlsbad, CA	No Bid

WHEREAS, the City Manager recommends award of the bid for the purchase of 15kV Class Indoor Switchgear for the Killelea Substation Rehabilitation Project to the lowest bidder, Siemens Power T&D of Vacaville, California.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the award of the bid for the purchase of 15kV Class Indoor Switchgear for the Killelea Substation Rehabilitation Project be and the same is hereby awarded to Siemens Power T&D of Vacaville, CA, the lowest bidder, in the amount of \$699,297.50.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS -

NOES: COUNCIL MEMBERS -

ABSENT: COUNCIL MEMBERS -

ABSTAIN: COUNCIL MEMBERS -

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution awarding contract for construction of the Killelea Substation Rehabilitation Project to Rosendin Electric, Inc. of San Jose, California (\$2,921,801) (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** Adopt a resolution awarding the contract for construction of the Killelea Substation Rehabilitation Project to Rosendin Electric, Inc. of San Jose, California in the amount of \$2,921,801.

**BACKGROUND INFORMATION:** On May 3, 2006, the City Council: cancelled the Killelea Substation Reconstruction Project; approved the re-engineering and re-design of the scaled-back project by Power Engineers, Inc. (Power) of Hailey, ID; and authorized the negotiation for construction of the project with Rosendin Electric, Inc. (Rosendin) of San Jose, CA.

Power Engineers provided the engineering services for the Killelea Substation Rehabilitation Project. Project plans, drawings and specifications were completed in March 2007 and consolidated into a single contract document.

In coordination with Rosendin, staff determined changes in the scope of work, plans and specifications that are necessary to the Rosendin Electric Construction Contract. Some of the changes included direct procurement of the 15kV Class switchgear and remote terminal unit (RTU) by the City. Testing was eliminated to minimize duplication of project task and Rosendin's construction cost was reduced by \$1,075,953 based on their initial proposal.

Upon approval by the City Council, staff will process the construction contract and issue a notice to proceed to Rosendin after the agreement between the City of Lodi and Rosendin is duly executed. Rosendin plans to commence its construction with the demolition of the adjacent property and the installation of the perimeter block-wall fence for security purposes. These tasks could be done before the October 2007 shutdown of the entire Killelea Substation. The shutdown of the substation will begin October 1, 2007 and will be brought back on line April 30, 2008.

**FISCAL IMPACT:** Contract cost is \$2,921,801

**FUNDING AVAILABLE:** Sufficient proceeds are allocated in Account No. 161677 under EUD's recommended fiscal year 2007-08 budget.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
George F. Morrow  
Electric Utility Director

**PREPARED BY:** Demy Bucaneg, Jr., P.E., Manager, Engineering & Operations

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY  
COUNCIL AWARDING THE CONTRACT  
FOR CONSTRUCTION OF THE KILLELEA  
SUBSTATION REHABILITATION PROJECT

=====

WHEREAS, on May 3, 2006, the City Council: cancelled the Killelea Substation Reconstruction Project; approved the re-engineering and re-design of the scaled-back project by Power Engineers, Inc. (Power) of Hailey, ID; and authorized the negotiation for construction of the project with Rosendin Electric, Inc. (Rosendin) of San Jose, California; and

WHEREAS, Power Engineers provided the engineering services for the Killelea Substation Rehabilitation Project, and project plans, drawings and specifications were completed in March 2007 and consolidated into a single contract document; and

WHEREAS, in coordination with Rosendin Electric, staff determined changes in the scope of work, plans and specifications that are necessary to the Rosendin Electric Construction Contract. Some of the changes included direct procurement of the 15kV Class switchgear and remote terminal unit (RTU) by the City. Testing was eliminated to minimize duplication of project task and Rosendin's construction cost was reduced by \$1,075,953 based on their initial proposal; and

WHEREAS, upon approval by the City Council, staff will process the construction contract and issue a notice to proceed to Rosendin after the agreement between the City of Lodi and Rosendin is duly executed. Rosendin plans to commence its construction with the demolition of the adjacent property and the installation of the perimeter block-wall fence for security purposes. These tasks could be done before the October 2007 shutdown of the entire Killelea Substation.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby awards the contract for construction of the Killelea Substation Rehabilitation Project to Rosendin Electric, Inc. of San Jose, California in the amount of \$2,921,801.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution awarding concession operations at Lodi Lake Park to Hot Diggity Dog, Lodi, CA, for the period of June 9, 2007, to December 31, 2009

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Parks and Recreation Director

---

**RECOMMENDED ACTION:** Adopt resolution awarding concession operations at Lodi Lake Park to Hot Diggity Dog, Lodi, CA, for the period of June 9, 2007, to December 31, 2009.

**BACKGROUND INFORMATION:** On April 18, 2007, Council authorized staff to advertise for bids for concession operations at Lodi Lake Park. One bid was received from Hot Diggity Dog with a return to the City of 15% of gross sales.

A Lake concession operation has been offered in the past, but has not been in operation since 2003. Low attendance at the Lake due to closures because of water quality was one of the reasons that the last concessionaire cancelled his contract.

Staff recommends awarding the contract to Hot Diggity Dog as a service to patrons of Lodi Lake Park.

**FISCAL IMPACT:** Estimated revenues of \$3,000 per year.

**FUNDING AVAILABLE:** No funding considerations

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Kirk Evans, Budget Manager

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Tony C. Goehring  
Parks and Recreation Director

TCG/MR:tl

cc: City Attorney

---

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

AGREEMENT

CITY OF LODI

DEPARTMENT OF PARKS AND RECREATION

Concession Operations at Lodi Lake Park and

Other Locations for Recreational Events (Determined Quarterly by Mutual Agreement

With Concessionaire and Director of Parks and Recreation)

THIS AGREEMENT, made and entered into this \_\_\_\_ day of June, 2007, by and between the CITY OF LODI ("City"), and Hot Diggity Dog ("Concessionaire").

WITNESSETH:

Concessionaire agrees to operate food cart concessions at Lodi Lake Park and other locations for recreational events (determined quarterly by mutual agreement with concessionaire and Director of Parks and Recreation) in strict compliance with San Joaquin County Health Department standards and requirements for concession operations, and under the following terms and conditions:

Area to be Serviced:

Lodi Lake Park, 1301 West Turner Road, Lodi, CA, and other locations for recreational events (determined quarterly by mutual agreement with concessionaire and Director of Parks and Recreation).

City does hereby grant to Concessionaire the sole and exclusive right/license to vend food, drinks, picnic supplies, souvenirs, and other concession items as approved by the City of Lodi, from food carts at Lodi Lake Park, 1301 West Turner Road, Lodi, CA, and other locations for

recreational events (determined quarterly by mutual agreement with concessionaire and Director of Parks and Recreation), beginning June 6, 2007 and ending December 31, 2009.

The City of Lodi reserves the right to waive exclusive license and permit the operation of additional concession activities during the following events:

Fourth of July Celebration/Festival  
Major Special Events  
All Private Facility Rentals

The City will provide:

1. Garbage receptacles. However, Concessionaire will be responsible for removing, at Concessionaire's own cost and expense, all large boxes, storage containers, and/or packaging materials which may accumulate from equipment or food storage packaging;
2. Maintenance of the general property, unless abuse and lack of general care is apparent, at which time the cost and expenditures for repairs and maintenance shall be borne by the Concessionaire.

CONCESSION OPERATION CONDITIONS:

1. The length of the contract shall be from June 6, 2007, and ending at midnight on December 31, 2009.
2. Concessionaire agrees to maintain in full force during the term hereof, a policy of general liability insurance which contains an Additional Named Insured Endorsement naming the City of Lodi, its officers, agents, and employees as Additional Insureds, and under which the insurer agrees to indemnify and hold the City of Lodi harmless from and against all costs, expenses, and liability arising out of, or based upon, any and all property damage, or damages for personal or bodily injuries, including death, sustained in accidents occurring in or about the demised premises; where such accident, damage, or injury, including death, results or is claimed to have resulted, from any act or omission on the part

of the Concessionaire or Concessionaire's agents or employees in the implementation of this Agreement. The minimum limits of such insurance shall be \$1,000,000 general aggregate. In addition to the Additionally Named Insured Endorsement on Concessionaire's policy of insurance, said insurance policy shall be endorsed to include the following language:

"Such insurance as is afforded by the endorsement for the Additional Insureds shall apply as primary insurance. Any other insurance maintained by the City of Lodi or its officers and employees shall be excess only and not contributing with the coinsurance afforded by this endorsement."

A duplicate or certificate of said bodily injury and proper damage insurance containing the above-stated required endorsement shall be delivered to the Risk Manager after the issuance of said policy, with satisfactory evidence that each carrier is required to give the City of Lodi at least 30 days prior notice of the cancellation or reduction in coverage of any policy during the effective period of this Agreement. The insurance certificate must state on its face or as an endorsement, the name of the Concession that it is insuring. If there has been no such delivery within forty-eight (48) hours prior to the commencement of this Agreement, this Agreement shall be null and void. All requirements herein provided shall appear either in the body of the insurance policy or as endorsements and shall specifically bind the insurance carrier. This paragraph and all other provisions of this Agreement shall apply and be construed as applying to any subtenant of Concessionaire; in the event any such subtenant is allowed under the provisions of paragraph 13 of this agreement.

Notwithstanding other provisions contained in this Agreement, the City Manager is granted the right to immediately terminate the Agreement upon failure on the part of the Concessionaire to keep in full force and effect during the entire term of the agreement, the insurance as set forth in this section.



3. Concessionaire shall, prior to opening for business each year of said Agreement, furnish a "Products and Price Schedule" and shall follow the products and price schedule as negotiated between the City Manager or his representative and Concessionaire.
4. Concessionaire shall provide all equipment and products to operate said concessions.
5. Concessionaire shall pay 15% of gross receipts after taxes to the City of Lodi, which payments shall be due on the tenth (10<sup>th</sup>) calendar day of every month for sales of the previous month. If said percentage has not been paid by the due dates, there shall be a penalty of five percent (5%) per day for any amounts not paid, and owing to the City. The Concessionaire shall keep accurate records and books of accounts of all purchases and sales, and does hereby give to the City or its authorized agents, the right to examine and audit said books at any time City desires. The Concessionaire shall complete monthly records on forms provided by the City, and these reports shall accompany gross receipts payments, provided to the City by the tenth (10<sup>th</sup>) calendar day of each month while concessions are in operation.
6. The dates and times of operation shall be as follows:

LODI LAKE OPERATIONS

- A. Concessionaire shall operate from May 1 to September 30 each year, on weekends between May 1 and Memorial Day, daily from Memorial Day through Labor Day, and on weekends between Labor Day and September 30. Days of operation may be negotiable to realize optimum operating efficiencies and profitability while meeting the needs of park guests.
- B. The hours of operation of the Concession shall be from 8:00 a.m. until dusk each day of operation, unless different hours are mutually agreed to by City and Concessionaire.

### OTHER LOCATIONS FOR RECREATIONAL EVENTS/ACTIVITIES

Dates and times of operation to be mutually agreed upon in writing by the concessionaire and Parks and Recreation Director on a quarterly basis.

1. Concessionaire agrees to obtain at his/her own expense, any and all permits and licenses which may be required by law or ordinance in conducting the concessions, and to pay any and all taxes and assessments which may be assessed against him or her for whatever purposes in the operation of said concessions.
2. Maintenance:  
Concessionaire shall keep the food carts and the immediate surrounding areas in clean and presentable condition at all times and follow the strictest of sanitary conditions, and any State and local ordinances applicable to the business to be conducted. Concessionaire shall be responsible for daily removal from the premises all packaging materials (cartons, boxes, cases) in which food and beverage items are packed. Concessionaire shall be responsible to give the City written notice of any maintenance problems.
3. The rights granted hereunder for concession sales at the identified park and other locations for recreational events (determined quarterly by mutual agreement with concessionaire and Director of Parks and Recreation), shall be exclusive to Concessionaire, save and except any special events (e.g. boat races, Fourth of July events, major special events, etc), conducted outside the normal course of operations at the above described locations, and of which the City Manager shall give concessionaire five (5) days advance notice.
4. Concessionaire is aware that a Possessory Interest Tax is or may be charged each year by the County Assessor for the use of the facilities and that payment of this tax is the responsibility of the vendor.

11. The Parks and Recreation Director reserves the right to approve or disapprove any employee or operator of said concession stand on a basis of such considerations as dress, general cleanliness, and working relationship with the public and staff, as needed to successfully vend food for day-to-day operations, tournaments or special events or activities. (The City will counsel and coordinate this action with Concessionaire manager). All concession employees will be dressed in like uniforms, white or light color as approved by the Parks and Recreation Director, and be identified, by name, as employees of Concessionaire. All concession employees shall wear appropriate head attire to meet San Joaquin County Health Department requirements, and shall be clean at all times.
12. The City reserves the right to enter upon the premises at any reasonable time to inspect the operation and equipment thereon, or for any other purpose.
13. Concessionaire shall not have the right to sell, mortgage, assign or sublet the contract/agreement or any part thereof without the prior written consent of the City Manager or his representative. A breach of this condition shall automatically terminate any contract or agreement between City and Concessionaire. (In the event that Concessionaire is unable to provide required concession products and/or services for special events, the City shall have the right to secure said services and/or food and beverage products, and to negotiate any and all agreements or contracts to provide said services and/or food and beverage products for sale to the public, and all proceeds therefrom shall be forfeited to the City. Said original Concessionaire shall have first right of refusal to participate in said negotiations.)
14. The agreement/contract may be terminated by written agreement of either party hereto without cause upon thirty (30) days written notice to the other party. Such notice shall be delivered to the City Manager's office, City Hall, 221 West Pine Street, Lodi, or to the Concessionaire at a premises which is subject to this agreement.

15. Concessionaire shall be required to provide to the City upon the signing of this agreement a Fidelity Bond in the amount of \$1,000, or other security of equal value approved by the City Attorney.
16. If Concessionaire defaults in any of the terms contained herein, the Concessionaire's agreement to provide service as specified herein shall terminate upon failure of Concessionaire to correct the default within thirty (30) days of receiving written notice thereof from the City. Upon any termination thereof, Concessionaire agrees to quit and surrender possession peaceably and City shall have the right to remove Concessionaire and all others occupying through or under this agreement. Under such termination of agreement the Concessionaire's performance bond shall be forfeited to the City for payment of all outstanding debts owed by Concessionaire to the City, including monthly payment(s) and any and all reimbursements for repairs or replacement of the facilities.
17. In the event that either party brings an action under this Agreement for the breach or enforcement thereof, the prevailing party in such action shall be entitled to its reasonable attorneys' fees and costs, whether or not such action is prosecuted to judgment.
18. At the City's discretion, according to the decision of the City Manager upon the recommendation of the Parks and Recreation Director, a two-year extension of this agreement beyond the December 31, 2009, term may be considered, based upon the performance of concessionaire during the initial term of this agreement.

IN WITNESS WHEREOF, the parties hereto have hereunder set their hands the day and year first hereinabove written.

CONCESSION OPERATIONS

LODI LAKE PARK

CITY OF LODI, a municipal  
corporation

CONCESSIONAIRE,

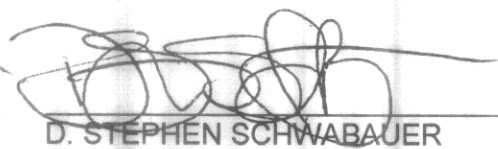
\_\_\_\_\_  
BLAIR KING  
City Manager

\_\_\_\_\_  
DEMETRA KOUCHIS  
Hot Diggity Dog

ATTEST:

\_\_\_\_\_  
RANDI JOHL  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
D. STEPHEN SCHWABAUER  
City Attorney

RECEIVED

MAY 15 2007

PARKS & RECREATION

PROPOSAL FORM

To: The Lodi City Council, Lodi, California  
c/o Director of Parks and Recreation

If delivered by mail:  
125 N. Stockton Street  
Lodi CA 95241-1910

If delivered by UPS, FedEx, or courier  
125 N. Stockton Street  
Lodi CA 95240

From: HOT DIGGITY DOG  
(Name of Vendor)

The undersigned declares to have carefully examined the Notice Inviting Proposals, the Agreement attached hereto, and these instructions for submitting this proposal for the conduct and operation of food cart concessions at Lodi Lake Park and other locations as approved quarterly by mutual consent of the Concessionaire and Director of Parks and Recreation for periods between May 26, 2007 and December 31, 2009, and agrees to be fully informed regarding all of the conditions affecting the performance under the terms of these instructions and documents, and that the information was secured by personal investigation and research and not from any estimate of any City employee or agent, and that no claim will be made against the City by any reason of estimates or representations of any officer or agent of the City; and proposes and agrees if the proposal be accepted, to perform the duties of the operation of said concessions in strict compliance with San Joaquin County Health Department standards and requirements for concession operations, and according to the Agreement attached hereto.

The undersigned hereby proposes to pay the City of Lodi the amount of

15 %

of the gross sales from concession operations after sales taxes for the privilege of furnishing concession services at Lodi Lake Park in accordance with the attached specifications and Agreement.

The vendor hereby submitting this proposal shall also attach to this proposal a written or typewritten statement which shall include information as to:

- Experience, background, and reliability in performing and providing a successful concession operation; Financial condition and bondability;
- List of foods, beverages, and other items and services proposed to offer in concession operations at Lodi Lake Park;
- A list of at least three references indicating successful operation of a concession during the past five years.

In submitting this proposal as herein described, vendor agrees to have carefully examined the specifications and provisions of this proposal form and understands the meaning, intent, and requirements of same;

That, if awarded the contract, vendor will enter into a written contract and furnish the services in the time specified in strict conformity with the specifications and conditions contained therein for the price quoted by the vendor on this proposal;

And that this proposal is genuine, and submitted in good faith, without collusion or fraud, and that the only persons or firms interested in this proposal as principal or principals are named herein, and that this proposal is made without connection with any other person, partnership, or corporation making a proposal.

This proposal may be withdrawn by the written request of an authorized representative of the undersigned at any time prior to the deadline for submitting proposals.

Business Name: HOT DIGGITY DOG  
Address: 2115 YOSEMITE DRIVE  
Telephone: 209 - 369 - 4641  
Type of Business: (Individual, Partnership, Corp.) INDIVIDUAL  
Name of Authorized Representative: DEMETRA KOUCHIS  
Signature: \_\_\_\_\_  
Title: OWNER  
Date: MAY 10, 2007

To Whom It May Concern:

My name is Demetra Kouchis and I am very excited to submit my proposal to the City. I have many years of experience in running my own business. I came from a family of entrepreneurs. My mother ran and operated Demetra's Fruit stand in Lockeford in the 1970's. My parents and I owned and operated DGD Cherry Tree Fruitstand in Victor in 1988 - 1994. During that same time I ran a very successful hotdog cart in front of the Food-4-Less Store at the March Lane location from 1988 - 1990. The reason I no longer was able to remain at that location was due to the store's insurance clause. I continued the hotdog cart business running it at the local farmer's market from 1991 - 1995. During this time until 2004 I primarily ran the hotdog cart for school and sport fund raisers.

In 2004 I was given a great opportunity. I became the exclusive vendor of cotton candy, Hawaiian Shaved Ice and caramel glazed pop corn for the Stockton Ports. The name of the business used only at the Stockton Ports is TONY'S COTTON CANDY. I had three employees helping me to make a successful concession. This year will be the third season. Enclosed with my proposal is a letter of recommendation from Mr. Swope, who is the gentleman that gave me this opportunity to work with the Ports. I truly enjoyed the time at the Ports and having the best seat in the house (my concession stand).

As Mr. Swope's letter states, running a good concession requires hard work and dedication and a love of the business. I truly love what I do and its evident through me to my customers. I love hearing the kids shout "Hey, there's the cotton candy lady!"



To support my financial condition, I've enclosed a copy of my 2005 Federal Income tax and my 2006 W-2's including my request for an extension.

Upon approval of my proposal, becoming bonded as well as having liability insurance will be put into effect immediately.

Thank you for considering my proposal.

  
Demetra Kouchts

# HOT DIGGITY DOG PRICES

6" ALL BEEF HOTDOG	\$ 1.50
8" ALL BEEF HOTDOG	\$ 2.50
ALL BEEF POLISH DOG	\$ 2.50
HOT LINK	\$ 2.50
SODAS	\$ 1.00
BOTTLED WATER	\$ 1.00
GATORADE	\$ 2.00
ROCKSTAR	\$ 2.00
CAPRI-SUN	\$ 0.50
CHIPS	\$ 0.50
JERKY	\$ 1.50
CORN NUTS	\$ 0.75
LICORICE	\$ 0.10
RING POPS	\$ 0.50
NOW & LATERS	\$ 0.25
COTTON CANDY	\$2.00
HAWAIIAN SHAVED ICE	\$2.00
CARMEL GLAZED POP	\$2.00
PICNIC SUPPLIES	\$2.00 (plates or cups or utensils)

\*\*\*NOVELTY ITEMS DEPENDING ON HOLIDAYS (ie: Light up toys for 4<sup>th</sup> of July or glow in the dark necklaces)\*\*\* \$1.00 – \$5.00

\*\*\*FACE PAINTING FOR SPECIAL EVENTS\*\*\* \$2.00 - \$5.00

# **HOT DIGGITY DOG EQUIPMENT**

ONE HOTDOG CART

2 HAWAIIAN SHAVED ICE MACHINES

(one can be portable as it uses a marine battery)

\*\*\*no electricity needed!!\*\*\*

2 COTTON CANDY MACHINES

1 12oz KETTLE POPCORN MACHINE

# **HOT DIGGITY DOG REFERENCES**

BRAD CLARK

Manager of Food-4-Less (1988)

presently at Rancho San Miguel

209-482-6396

\*can verify hotdog cart located at the March Lane location\*

FRANK PAZZANESE

Director of Food/Beverage Stockton Ports (2006)

presently with the San Jose Sharks

209-923-0392

MICHAEL SWOPE

Vice President of Sales & Marketing Stockton Ports (2004 – 2006)

presently in Arizona

702-306-7590

\*please see attached letter of recommendation\*

ANGELINA NARANJO

Director of Linden Soccer Association

209-479-0214

\*can verify soccer and school fundraising activities\*

To Whom It May Concern:

I worked as a business associate of Demetra Kouchis in Stockton, California for a period of a year and a half in 2004-2006. Demetra was a subcontractor/concessions vendor at Banner Island Ballpark, where I was the VP of Sales & Marketing.

I was blessed to meet Demetra and to have gotten to know her more on a personal level. She possesses the highest level of integrity of any subcontractor that I have worked with in the last 11 years in professional sports.

There was no question that Demetra would be in attendance and staffing her business area during each Stockton Ports event. Like clockwork she was in early and the last vendor to leave. She adhered to every policy of the Ports and her entire staff demonstrated night in and night out superior customer service to all fans in attendance.

Her business and the way it was ran aided in the overall success of Banner Island Ballpark. If the opportunity to work with Demetra presented itself again, I would not hesitate to do so.

I would recommend Demetra and her vendor services to any organization, municipality, company and business. I have no doubt that she would be a tremendous asset to the community of Lodi.

Sincerely,



Michael Swope

702-306-7590

[mswope8@hotmail.com](mailto:mswope8@hotmail.com)

RESOLUTION NO. 2007-\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
AWARDING THE CONTRACT FOR LODI LAKE  
PARK CONCESSION OPERATIONS

=====

WHEREAS, Request for Proposals were solicited and received for Lodi Lake Park Concessions for the period of June 9, 2007 through December 31, 2009, described in the specifications therefore approved by the City Council on April 18, 2007; and

WHEREAS, a sole Proposal was received and a report thereof filed with the City Manager as follows:

<u>Bidder/Location</u>	<u>Bids</u>
Hot Diggity Dog, Lodi	Percentage to City -15 of Gross Sales

WHEREAS, the City Manager recommends award of the contract for Lodi Lake Park Concession Operations be made to the sole bidder, Hot Diggity Dog, of Lodi, California.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the award of the bid for Lodi Lake Park Concession Operations, be and the same is hereby awarded to the sole bidder, Hot Diggity Dog, of Lodi, California, for the percentage return to the City of 15% of gross sales.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Awarding Contract for Maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1, for Fiscal Year 2007/08, to Sunworld, of Sacramento (\$24,446)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution awarding the contract for maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for fiscal year 2007/08, to Sunworld, of Sacramento, in the amount of \$24,446.

**BACKGROUND INFORMATION:** This project provides for the contract landscape maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1. This contract will cover Zones 1, 2, 5, 6, 8 and 11 at a cost of \$24,446 for twelve months, at a savings of over \$41,500 from the current contract. The low bid comes from a new company that has not worked in Lodi before, but whose project manager has a proven track record with the company that has the current contract with Lodi. The maintenance work covered under this contract is limited to the landscape and irrigation improvements along the reverse frontage areas of the subdivisions in these zones. The costs for the maintenance zones are based on weekly maintenance.

The specifications were approved on April 4, 2007, and are on file in the Public Works Department. The City mailed out fourteen bid packets and received the following two bids on April 19, 2007:

Bidder	Location	Bid
Sunworld	Sacramento	\$24,446
Odyssey Landscaping Company, Inc.	Stockton	\$47,424

**FISCAL IMPACT:** Funds for this maintenance contract are provided by the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 and do not come out of the General Fund.

**FUNDING AVAILABLE:** Funding comes from the various assessment revenue accounts of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for the 2007/08 fiscal year.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Curt Juran, Assistant Streets and Drainage Manager  
RCP/GMB/CJ/dsg  
cc: F. Wally Sandelin, City Engineer/Deputy Public Works Director  
George M. Bradley, Streets and Drainage Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AWARDING THE  
CONTRACT FOR MAINTENANCE OF THE LODI  
CONSOLIDATED LANDSCAPE MAINTENANCE ASSESSMENT  
DISTRICT 2003-1, FOR FISCAL YEAR 2007/08

=====

WHEREAS, in answer to notice duly published in accordance with law and the order of this City Council, sealed bids were received and publicly opened on April 19, 2007 at 11:00 a.m. for the Maintenance of the Lodi Consolidated Landscape Maintenance Assessment District, described in the specifications, therefore approved by the City Council on April 4, 2007; and

WHEREAS, said bids have been compared, checked, and tabulated and a report thereof filed with the City Manager as follows:

<u>Bidder /Location</u>	<u>Bid</u>
Sunworld, Sacramento, CA	\$ 24,446
Odyssey Landscaping Company, Inc., Stockton, CA	\$ 47,424

WHEREAS, the City Manager recommends award of the contract for maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for fiscal year 2007/08 to the low bidder, Sunworld, of Sacramento, California.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby award of the contract for maintenance of the Lodi Consolidated Landscape Maintenance Assessment District 2003-1 for fiscal year 2007/08 to the low bidder, Sunworld, of Sacramento, California.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS -  
NOES: COUNCIL MEMBERS -  
ABSENT: COUNCIL MEMBERS -  
ABSTAIN: COUNCIL MEMBERS -

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_





# CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Accept Improvements Under Contract for Well 27 Well Drilling at 2360 West Century Boulevard (DeBenedetti Park)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Accept the improvements under the "Well 27 Well Drilling at 2360 West Century Boulevard (DeBenedetti Park)" contract.

**BACKGROUND INFORMATION:** The project was awarded at the August 16, 2006 Council meeting to Zim Industries, of Fresno, in the amount of \$208,700.

This project consisted of the well drilling and development that will determine the optimal yield of the well. Future phases of this project will install the pump and motor and develop the site with piping, controls, and an enclosure.

The final contract price is \$211,195. The difference between the contract amount and the final price is mainly due to Contract Change Order No. 1 which paid the contractor \$3,600 to clean the well with an "air swabbing" technique. This technique resulted in a decreased development time for the contractor and a decreased amount of water used for testing purposes.

Following acceptance by the City Council, as required by law, the City Engineer will file a Notice of Completion with the County Recorder's office. The notice serves to notify vendors and subcontractors that the project is complete and begins their 30-day period to file a stop notice requiring the City to withhold payments from the prime contractor in the event of a payment dispute.

**FISCAL IMPACT:** There will be additional maintenance costs associated with a new water production well after it is constructed.

**FUNDING AVAILABLE:** Water Impact Mitigation Fees \$211,195

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer  
RCP/WKF/pmf  
cc: Water Services Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



TM

# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Accept Improvements Under Contract for Standby Generator at Well 22

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Accept the improvements under the "Standby Generator at Well 22" contract.

**BACKGROUND INFORMATION:** This project furnished and installed a standby generator at Well Site 22 which is located at the intersection of Century Boulevard and Cherokee Lane. The project was awarded to Carr Electric, of Stockton, in the amount of \$89,400.

Bids for this project were opened on June 23, 2004, and the City received the following five bid proposals:

Engineer's Estimate		\$100,000
Carr Electric	Lodi	\$ 89,400
Con J. Franke	Stockton	\$ 93,500
Howk Systems	Modesto	\$ 98,500
Steiny & Company	Vallejo	\$118,884
Clayborn Contracting Group	Auburn	\$177,670

The final contract price was \$119,024.55. The difference between the contract amount and the final contract price is mainly due to a change in the generator manufacturer. Carr Electric's original bid was to furnish a Kohler generator. During the review of the submittals, it was brought to the attention of the Engineering Division that the City Council, at its meeting of February 19, 2003, had approved the standardization of standby electric generator systems to those supplied by Caterpillar. The standardization provided for long-term maintenance and operation efficiency. The cost to change from a Kohler generator to a Caterpillar generator was \$28,694.55. This cost included a cancellation fee for the Kohler generator, the difference in generator costs, and increased costs for the generator pad and site work.

Following acceptance by the City Council, as required by law, the City Engineer will file a Notice of Completion with the County Recorder's office. The notice serves to notify vendors and subcontractors that the project is complete and begins their 30-day period to file a stop notice requiring the City to withhold payments from the prime contractor in the event of a payment dispute.

**FISCAL IMPACT:** There will be additional maintenance costs associated with the installation of this generator.

**FUNDING AVAILABLE:**

Budgeted Fund:	Water Capital Outlay Fund
Total Contract Amount	\$119,024.55

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer  
RCP/WKF/pmf  
cc: Water Services Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



## CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Approve Improvement Agreement for Public Improvements at 350 North Guild Avenue

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Approve the Improvement Agreement for the Public Improvements at 350 North Guild Avenue and direct the City Manager and City Clerk to execute the agreement on behalf of the City.

**BACKGROUND INFORMATION:** This project is located at 350 North Guild Avenue. Phase I of the project consists of an operations/distribution building, storage tank farm, boiler room, cooling towers and a rail spur extension from the existing Central California Traction Company mainline to the project site. This improvement agreement is part of the Phase I portion of the project. Phase II will consist of a 95,000 square-foot dry goods warehouse/distribution building and Phase III will consist of a 20,000 square-foot liquid sweetener packaging/warehouse facility. Phases II and III will be market driven expansions.

The developer, Archer Daniels Midland, has furnished the City with improvement plans, necessary agreements, guarantees and insurance certificate for the proposed project. The developer has also agreed to provide the City with a Deferral Agreement for the future widening of Victor Road. This Deferral Agreement will be presented to Council for approval at a future date. The developer also paid the required Development Impact Mitigation Fees (\$262,242) and the improvement agreement preparation fee and other miscellaneous fees (\$58,763).

The project has annexed to the Lodi Consolidation Landscape Maintenance Assessment District 2003-01 to cover the cost of the future traffic signal maintenance at Guild Avenue and Victor Road, park maintenance costs, and landscape maintenance costs for improvements along Victor Road associated with the development.

**FISCAL IMPACT:** There will be a slight increase in long-term maintenance costs for public infrastructure, such as streets, water, wastewater and storm drain facilities, and City services, such as police and fire. The maintenance and replacement costs for the future traffic signal at Guild Avenue and Victor Road, increases in the park maintenance costs, and costs for maintaining new landscape improvements along Victor Road will be funded through the Lodi Consolidated Landscape Maintenance Assessment District 2003-01.

**FUNDING AVAILABLE:** The developer is responsible for all costs associated with the improvement agreement.

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Wesley K. Fujitani, Senior Civil Engineer  
RCP/WKF/pmf  
cc: Senior Civil Engineer Chang

Archer Daniels Midland

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



TM

## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Approving a One-Year Extension of the Street Tree Trimming 2007 Contract with West Coast Arborists, Inc., of Stockton (\$34,220)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt resolution approving a one-year extension of the Tree Trimming 2007 contract with West Coast Arborists, Inc., of Stockton, in the amount of \$34,220.

**BACKGROUND INFORMATION:** This project provides for the structural pruning and maintenance trimming of trees in a grid program which includes from 209 to 300 trees per grid. The contract with West Coast Arborists, Inc., was awarded on February 21, 2007. The objective of this contract is to improve the health of our urban forest and reduce costs.

The per-tree cost of \$59 is a substantial reduction from previous bids that did not utilize the grid method, which had an average cost of \$159 per tree. The grid covered originally with this contract has been completed with exceptional results. The contract contains options to renew, if mutually agreeable. West Coast Arborists has agreed to extend the contract for an additional year, honoring the prices for both the grid pruning and the optional bid items (tree removals, stump grinding, etc). This extension is requested now, in order to be in place immediately when the fiscal year starts in July. This contract did not include mistletoe abatement, as it was primarily to improve the overall condition of the urban forest. Provisions could be made through this contract for exclusive mistletoe abatement, estimated at \$10,000, should additional funding be made available.

**FISCAL IMPACT:** The fiscal year 07/08 budget proposed by the Public Works Department included an additional \$18,500 for an annual total of approximately \$53,000 which would improve pruning service to approximately a nine-year cycle. The additional amount will be added to this contract.

**FUNDING AVAILABLE:** This contract extension will total \$34,220, plus the additional \$18,500 added to the Street Fund for grid pruning, for a total of approximately \$53,000. This will be funded from the Streets and Drainage fiscal year 07/08 operating budget.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Curt Juran, Assistant Streets and Drainage Manager  
RCP/GMB/CJ/dsg

cc: Kirk Evans, Budget Manager  
George M. Bradley, Streets and Drainage Manager  
Curt Juran, Assistant Streets and Drainage Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY  
COUNCIL APPROVING A ONE-YEAR  
EXTENSION OF THE TREE TRIMMING 2007  
CONTRACT

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve a one-year extension of the Tree Trimming 2007 Contract with West Coast Arborists, Inc., of Stockton, California, in an amount not to exceed \$34,220; and

BE IT FURTHER RESOLVED that the term of this extension shall be for the period July 1, 2007 through June 30, 2008.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution authorizing the City Manager to extend the contract with Trees, Inc. of Houston, Texas for tree trimming for power line clearance (\$420,000) (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** Adopt a resolution authorizing the City Manager to extend the contract with Trees, Inc. of Houston, Texas for tree trimming for power line clearance for fiscal 2007-08 in the amount of \$420,000 and subsequently, with continued satisfactory performance, for fiscal year 2008-09.

**BACKGROUND INFORMATION:** On June 21, 2006, the City Council awarded a contract for tree trimming for power line clearing to Trees, Inc. of Houston, TX, and authorized use of that contract up to \$350,000 for fiscal year 2006-07. The contract documents provided for up to two one-year extensions. In the extension periods, prices are as mutually agreed prior to the extension, subject to a maximum escalation percentage no greater than the International Brotherhood of Electrical Workers unit percentage of salary increase.

The \$350,000 figure was to cover a two-person crew (a street crew) plus a three-person crew (a backyard crew), including equipment. Staff is recommending two three-person crews for fiscal year 2007-08 to keep up with necessary backyard and street-side trimming. With the larger crew and escalation as provided in the contract, a cost up to \$420,000 for fiscal year 2007-08 is projected.

**FISCAL IMPACT:** \$420,000 per year.

**FUNDING:** An amount of \$420,000 is included in EUD's proposed budget for fiscal year 2007-08 under Account No. 160654.7335 – Tree Trimming, Sublet Service Contracts. Funding for fiscal year 2008-09 will be addressed in the operating budget for that year.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
George F. Morrow  
Electric Utility Director

Prepared By: Kenneth A. Weisel, P.E., Manager of Electric Services  
GFM/KAW/1st

APPROVED: \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
AUTHORIZING THE CITY MANAGER TO EXTEND  
THE CONTRACT WITH TREES, INC. FOR TREE  
TRIMMING (POWER LINE CLEARING)

=====

WHEREAS, trimming trees near power lines is necessary for public safety and for reliability of electric service; and

WHEREAS, the City of Lodi has entered into a contract with Trees, Inc., to provide tree trimming services for fiscal year 2006-07, which contract has provisions for up to two one-year extensions; and

WHEREAS, Trees, Inc., has provided satisfactory and economical service to date and staff recommends extension of the Trees, Inc., contract.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby authorizes the City Manager to execute an extension of the contract with Trees, Inc. of Houston, Texas for tree trimming for power line clearance for fiscal 2007-08 and, subsequently, with continued satisfactory performance, for fiscal year 2008-09, with use of the contract subject to limitations established in the operating budget (not to exceed \$420,000).

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



TM

## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Approving a Second One-Year Extension of the 2005/06 Annual Curb, Gutter and Sidewalk Replacement Contract with Jeff Case Construction Company, of Lodi, for the 2007/08 Fiscal Year with a Three Percent Increase (\$73,336)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution approving a second one-year extension of the 2005/06 annual curb, gutter and sidewalk replacement contract with Jeff Case Construction Company for the 2007/08 fiscal year, with a three percent increase, at a cost of \$73,336.

**BACKGROUND INFORMATION:** The annual curb, gutter and sidewalk replacement contract is administered by the Street Division. This contract is for replacement of miscellaneous concrete work as guided by the sidewalk replacement program and sidewalk inventory. Jeff Case Construction Company is the provider currently under contract. Section 6-04.03 of the contract allows that "by mutual agreement, the City and Contractor may enter into an agreement for an annual extension of this contract based upon the same terms and conditions set forth herein." Jeff Case Construction Company agreed to honor the prices from the 2005/06 contract with a 3% increase (cost sheet attached) to cover increased costs of materials and fuel for the 2006/07 fiscal year. Once again, Jeff Case Construction has agreed to honor the original bid from 2005/06 with another 3% increase. Staff feels this increase is more than justified due to the increased cost for fuel and concrete. All miscellaneous concrete bids in past years have been very close in cost, and Jeff Case Construction Company has provided excellent service and a very good product.

**FISCAL IMPACT:** The extent of actual work done will be tied to the level of funds available after the beginning of the 2007/08 fiscal year.

**FUNDING AVAILABLE:** Funding for this contract will be coming from various funds as approved in the budget for sidewalk work. This contract is also utilized for public sidewalk work done on behalf of property owners for which the City is reimbursed.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Curt Juran, Assistant Streets and Drainage Manager  
RCP/GMB/CJ/dsg  
Attachment (Cost Sheet)  
cc: George M. Bradley, Streets and Drainage Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



<b>CITY OF LODI</b>							
<b>Public Works Department</b>							
<b>Jeff Case Bid Tab</b>							
<b>PROJECT SOURCE: 2005-06 SIDEWALK REPAIR PROGRAM AND MISCELLANEOUS CONCRETE WORK.</b>							
	<b>2007-08 SIDEWALK REPAIR PROGRAM AND MISCELLANEOUS CONCRETE WORK WITH 3% + 3% (6 total) INCREASE</b>						
		<b>2005-2006 Bid Costs</b>				<b>2007-2008 Costs with 6% Increase</b>	
<b>Item</b>	<b>Description</b>	<b>Qty</b>	<b>Unit</b>	<b>Price</b>	<b>Total</b>	<b>Unit Price With 3% increase</b>	<b>Total Price With 6% increase</b>
1	Saw Cut Concrete	200	LF	\$4.75	\$950.00	\$5.04	\$1,007.00
						\$0.00	
2	Remove Sidewalk or Asphalt Concrete	1000	SF	\$5.50	\$5,500.00	\$5.83	\$5,830.00
						\$0.00	
3	Remove Commercial Sidewalk	150	SF	\$6.50	\$975.00	\$6.89	\$1,033.50
						\$0.00	
4	Remove Square-Type Curb and Gutter	50	LF	\$10.00	\$500.00	\$10.60	\$530.00
						\$0.00	
5	Remove Vertical-Type Curb and Gutter	20	LF	\$10.00	\$200.00	\$10.60	\$212.00
						\$0.00	
6	Remove Driveway-Type Curb and Gutter	50	LF	\$10.00	\$500.00	\$10.60	\$530.00
						\$0.00	
7	Remove Commercial-Type Curb and Gutter	50	LF	\$12.00	\$600.00	\$12.72	\$636.00
						\$0.00	
8	Root Surgery Under Sidewalk or in Planter Area	1	EA	\$350.00	\$350.00	\$371.00	\$371.00
						\$0.00	
9	Root Surgery Under Curb and Gutter	1	EA	\$400.00	\$400.00	\$424.00	\$424.00
						\$0.00	
10	Install Sidewalk or Residential Driveway (0 - 75 SF)	100	SF	\$10.00	\$1,000.00	\$10.60	\$1,060.00
						\$0.00	
11	Install Sidewalk or Residential Driveway (76 - 300 SF)	500	SF	\$6.00	\$3,000.00	\$6.36	\$3,180.00
						\$0.00	
12	Install Sidewalk or Residential Driveway (>300 SF)	2500	SF	\$5.00	\$12,500.00	\$5.30	\$13,250.00
						\$0.00	
13	Install Handicap Ramp	0	SF	\$0.00	\$0.00	\$0.00	\$0.00
						\$0.00	
14	Install Square-Type Curb and Gutter 7-inch or less (0 - 20 LF)	20	LF	\$25.00	\$500.00	\$26.50	\$530.00
						\$0.00	
15	Install Square-Type Curb and Gutter 7-inch or less (>20 LF)	75	LF	\$25.00	\$1,875.00	\$26.50	\$1,987.50
						\$0.00	
16	Install Square-Type Curb and Gutter Greater than 7-inch (0 - 20 LF)	50	LF	\$25.00	\$1,250.00	\$26.50	\$1,325.00
						\$0.00	
17	Install Square-Type Curb and Gutter Greater than 7-inch (>20 LF)	75	LF	\$25.00	\$1,875.00	\$26.50	\$1,987.50
						\$0.00	
18	Install Vertical-Type Curb and Gutter (0 - 20 LF)	75	LF	\$25.00	\$1,875.00	\$26.50	\$1,987.50
						\$0.00	
19	Install Vertical-Type Curb and Gutter (>20 LF)	100	LF	\$20.00	\$2,000.00	\$21.20	\$2,120.00
						\$0.00	
20	Install Driveway-Type Curb and Gutter (0 - 20 LF)	100	LF	\$25.00	\$2,500.00	\$26.50	\$2,650.00
						\$0.00	
21	Install Driveway-Type Curb and Gutter (>20 LF)	1000	LF	\$20.00	\$20,000.00	\$21.20	\$21,200.00

						\$0.00	
22	Install Tree Well	1	EA	\$350.00	\$350.00	\$371.00	\$371.00
						\$0.00	
23	Install Furnished Side-Inlet Catch Basin Assembly	3	EA	\$750.00	\$2,250.00	\$795.00	\$2,385.00
						\$0.00	
24	Install Catch Basin Barrel	3	EA	\$1,400.00	\$4,200.00	\$1,484.00	\$4,452.00
						\$0.00	
25	Install Furnished Street Name Sign Base	1	LF	\$150.00	\$150.00	\$159.00	\$159.00
						\$0.00	
26	Miscellaneous Concrete Subgrade Compaction	1000	LF	\$2.75	\$2,750.00	\$2.92	\$2,915.00
						\$0.00	
27	Move-In Cost for Jobs (<\$200)	2	EA	\$500.00	\$1,000.00	\$530.00	\$1,060.00
					\$69,050.00		\$73,193.00

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING A  
SECOND ONE-YEAR EXTENSION OF THE 2005/06 ANNUAL  
CURB, GUTTER AND SIDEWALK REPLACEMENT CONTRACT  
FOR THE 2007/08 FISCAL YEAR WITH A THREE PERCENT  
INCREASE

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby approves the second one-year extension of the 2005/06 Annual Curb, Gutter and Sidewalk Replacement Contract with Jeff Case Construction Company, of Lodi for the 2007/08 fiscal year with a three percent (3%) increase, in an amount not to exceed \$73,336.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Authorizing City Manager to Execute Professional Services Agreement with MIG, Inc., of Berkeley, for Lodi Avenue Design Guidelines/Preliminary Design; and Appropriating \$80,000 for the Project

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution authorizing the City Manager to execute a professional services agreement with MIG, Inc., of Berkeley, for the Lodi Avenue Design Guidelines/Preliminary Design; and appropriating \$80,000 for the project.

**BACKGROUND INFORMATION:** One of the primary components of the Lodi Central City Railroad Safety Improvement Project is to permanently remove the railroad tracks along Lodi Avenue east of the Union Pacific Railroad and revitalize this gateway to Central Lodi. In 2002, after the execution of the Memorandum of Understanding (MOU) between the City and the Railroads (Union Pacific, Burlington Northern & Santa Fe and Central California Traction Company), the Public Works Department Streets Division paved over the railroad tracks in Lodi Avenue between Main Street and Cherokee Lane. This work provided a temporary improvement to the Lodi Avenue corridor.

The next phase of the Lodi Central City Railroad Safety Improvement Project is the preliminary design for the Lodi Avenue corridor. As part of the related Eastside Mobility and Access Plan (EMAP), MIG prepared design guidelines for Lodi Avenue, from Sacramento Street to Central Avenue. These guidelines were approved by City Council in September 2006. As a continuation of this work, MIG will provide design guidelines and the preliminary design for Lodi Avenue, from Central Avenue to Cherokee Lane. This phase includes substantial community involvement. MIG will facilitate the development of two community forums, one gathering input on a community vision for Lodi Avenue and a second to review preliminary design options. City Engineering staff will prepare conceptual level construction cost estimates for the preferred preliminary design. Staff recommends MIG be retained under a professional services agreement to provide the design guidelines and preliminary design. The agreement and accompanying scope of services are provided as Attachment A.

After MIG completes their work, staff will present the design concepts to City Council for approval. The next phase will be to prepare the plans, specifications, and detailed cost estimates. Construction will follow and is tentatively scheduled to begin in 2008/09 using Surface Transportation Program funds.

**FISCAL IMPACT:** Not applicable.

**FUNDING AVAILABLE:** The professional service cost for design guidelines and preliminary design is \$74,740. The appropriation recommendation is \$80,000, including contingencies, and Proposition 1B funding is available.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Paula J. Fernandez, Senior Traffic Engineer  
RCP/ PJF/pmf

Attachment

cc: City Attorney  
Transportation Manager

City Engineer  
Louis Hexter, MIG, Inc.

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

## AGREEMENT FOR CONSULTING SERVICES

### ARTICLE 1 PARTIES AND PURPOSE

#### **Section 1.1 Parties**

THIS AGREEMENT is entered into on \_\_\_\_\_, by and between the CITY OF LODI, a municipal corporation (hereinafter "CITY"), and MIG Inc., (hereinafter "CONSULTANT").

#### **Section 1.2 Purpose**

CITY selected the CONSULTANT to provide the services required in accordance with attached scope of services, Exhibit A.

CITY wishes to enter into an agreement with CONSULTANT for Lodi Avenue Design Guidelines/Preliminary Design project (hereinafter "Project") as set forth in the Scope of Services attached here as Exhibit A.

### ARTICLE 2 SCOPE OF SERVICES

#### **Section 2.1 Scope of Services**

CONSULTANT, for the benefit and at the direction of CITY, shall perform the scope of services as set forth in Exhibit A, attached and incorporated by this reference.

#### **Section 2.2 Time For Commencement and Completion of Work**

CONSULTANT shall commence work within ten (10) days of executing this Agreement, and complete work under this Agreement based on a mutually agreed upon timeline.

CONSULTANT shall submit to CITY one reproducible set of the final report product and electronic file(s) for same, and other project deliverables as indicated in the attached project scope of services.

CONSULTANT shall not be responsible for delays caused by the failure of CITY staff or agents to provide required data or review documents within the appropriate time frames. The review time by CITY and any other agencies involved in the project shall not be counted against CONSULTANT's contract performance period. CONSULTANT shall remain in contact with reviewing agencies and make all efforts to review and return all comments.

### **Section 2.3 Meetings**

CONSULTANT shall attend meetings as indicated in the Scope of Services, Exhibit A.

### **Section 2.4 Staffing**

CONSULTANT acknowledges that CITY has relied on CONSULTANT's capabilities and on the qualifications of CONSULTANT's principals and staff as identified in its proposal to CITY. The scope of services shall be performed by CONSULTANT, unless agreed to otherwise by CITY in writing. CITY shall be notified by CONSULTANT of any change of Project Manager and CITY is granted the right of approval of all original, additional and replacement personnel in CITY's sole discretion and shall be notified by CONSULTANT of any changes of CONSULTANT's project staff prior to any change.

CONSULTANT represents that it is prepared to and can perform all services within the scope of services specified in Exhibit A. CONSULTANT represents that it has, or will have at the time this Agreement is executed, all licenses, permits, qualifications, insurance and approvals of whatsoever nature are legally required for CONSULTANT to practice its profession, and that CONSULTANT shall, at its own cost and expense, keep in effect during the life of this Agreement all such licenses, permits, qualifications, insurance and approvals.

### **Section 2.5 Subcontracts**

CITY acknowledges that CONSULTANT will not subcontract any portions of the scope of services. Should any subconsultants be replaced or added after CITY's approval, CITY shall be notified within ten (10) days and said subconsultants shall be subject to CITY's approval prior to initiating any work on the Project. CONSULTANT shall remain fully responsible for the complete and full performance of said services and shall pay all such subconsultants.

## **ARTICLE 3 COMPENSATION**

### **Section 3.1 Compensation**

CONSULTANT's compensation for all work under this Agreement shall conform to the provisions of Fee Proposal, attached as a portion of Exhibit A.

CONSULTANT shall not undertake any work beyond the scope of this Agreement unless such additional work is approved in advance and in writing by CITY.

### **Section 3.2 Method of Payment**

CONSULTANT shall submit invoices for completed work on a monthly basis, providing, without limitation, details as to amount of hours, individual performing said work, hourly rate, and indicating to what aspect of the scope of services said work is attributable.

### **Section 3.3 Costs**

The fees shown on Exhibit A include all reimbursable costs required for the performance of the individual work tasks by CONSULTANT and/or subconsultant and references to reimbursable costs located on any fee schedules shall not apply. Payment of additional reimbursable costs considered to be over and above those inherent in the original Scope of Services shall be approved by CITY.

CONSULTANT charge rates are attached and incorporated with Exhibit A. The charge rates for CONSULTANT shall remain in effect and unchanged for the duration of the Project unless approved by CITY.

### **Section 3.4 Auditing**

CITY reserves the right to periodically audit all charges made by CONSULTANT to CITY for services under this Agreement. Upon request, CONSULTANT agrees to furnish CITY, or a designated representative, with necessary information and assistance.

CONSULTANT agrees that CITY or its delegate will have the right to review, obtain and copy all records pertaining to performance of this Agreement. CONSULTANT agrees to provide CITY or its delegate with any relevant information requested and shall permit CITY or its delegate access to its premises, upon reasonable notice, during normal business hours for the purpose of interviewing employees and inspecting and copying such books, records, accounts, and other material that may be relevant to a matter under investigation for the purpose of determining compliance with this requirement. CONSULTANT further agrees to maintain such records for a period of three (3) years after final payment under this Agreement.

## **ARTICLE 4 MISCELLANEOUS PROVISIONS**

### **Section 4.1 Nondiscrimination**

In performing services under this Agreement, CONSULTANT shall not discriminate in the employment of its employees or in the engagement of any

subconsultants on the basis of race, color, religion, sex, sexual orientation, marital status, national origin, ancestry, age, or any other criteria prohibited by law.

**Section 4.2 Responsibility for Damage**

CONSULTANT shall indemnify and save harmless the City of Lodi, the City Council, elected and appointed Boards, Commissions, all officers and employees or agent from any suits, claims or actions brought by any person or persons for or on account of any injuries or damages sustained or arising from the services performed in this Agreement but only to the extent caused by the negligent acts, errors or omissions of the consultant and except those injuries or damages arising out of the active negligence of the City of Lodi or its agents, officers or agents.

**Section 4.3 No Personal Liability**

Neither the City Council, the City Engineer, nor any other officer or authorized assistant or agent or employee shall be personally responsible for any liability arising under this Agreement.

**Section 4.4 Responsibility of CITY**

CITY shall not be held responsible for the care or protection of any material or parts of the work prior to final acceptance, except as expressly provided herein.

**Section 4.5 Insurance Requirements for CONSULTANT**

CONSULTANT shall take out and maintain during the life of this Agreement, insurance coverage as listed below. These insurance policies shall protect CONSULTANT and any subcontractor performing work covered by this Agreement from claims for damages for personal injury, including accidental death, as well as from claims for property damages, which may arise from CONSULTANT'S operations under this Agreement, whether such operations be by CONSULTANT or by any subcontractor or by anyone directly or indirectly employed by either of them, and the amount of such insurance shall be as follows:

1. **COMPREHENSIVE GENERAL LIABILITY**

\$1,000,000 Bodily Injury -

Ea. Occurrence/Aggregate

\$1,000,000 Property Damage -

Ea. Occurrence/Aggregate

or



\$1,000,000 Combined Single Limits

2. COMPREHENSIVE AUTOMOBILE LIABILITY

\$1,000,000 Bodily Injury - Ea. Person

\$1,000,000 Bodily Injury - Ea. Occurrence

\$1,000,000 Property Damage - Ea. Occurrence

or

\$1,000,000 Combined Single Limits

NOTE: CONSULTANT agrees and stipulates that any insurance coverage provided to CITY shall provide for a claims period following termination of coverage.

A copy of the certificate of insurance with the following endorsements shall be furnished to CITY:

(a) Additional Named Insured Endorsement

Such insurance as is afforded by this policy shall also apply to the City of Lodi, its elected and appointed Boards, Commissions, Officers, Agents and Employees as additional named insureds insofar as work performed by the insured under written Agreement with CITY. (This endorsement shall be on a form furnished to CITY and shall be included with CONSULTANT'S policies.)

(b) Primary Insurance Endorsement

Such insurance as is afforded by the endorsement for the Additional Insureds shall apply as primary insurance. Any other insurance maintained by the City of Lodi or its officers and employees shall be excess only and not contributing with the insurance afforded by this endorsement.

(c) Severability of Interest Clause

The term "insured" is used severally and not collectively, but the inclusion herein of more than one insured shall not operate to increase the limit of the company's liability.

(d) Notice of Cancellation or Change in Coverage Endorsement

This policy may not be canceled by the company without 30 days' prior written notice of such cancellation to the City Attorney, City of Lodi, P.O. Box 3006, Lodi, CA 95241.

(e) CONSULTANT agrees and stipulates that any insurance coverage provided to CITY shall provide for a claims period following termination of coverage which is at least consistent with the claims period or statutes of limitations found in the

California Tort Claims Act (California Government Code Section 810 et seq.). "Claims made" coverage requiring the insureds to give notice of any potential liability during a time period shorter than that found in the Tort Claims Act shall be unacceptable.

**Section 4.6 Worker's Compensation Insurance**

CONSULTANT shall take out and maintain during the life of this Agreement, Worker's Compensation Insurance for all of CONSULTANT'S employees employed at the site of the project and, if any work is sublet, CONSULTANT shall require the subcontractor similarly to provide Worker's Compensation Insurance for all of the latter's employees unless such employees are covered by the protection afforded by the CONSULTANT. In case any class of employees engaged in hazardous work under this Agreement at the site of the project is not protected under the Worker's Compensation Statute, CONSULTANT shall provide and shall cause each subcontractor to provide insurance for the protection of said employees. This policy may not be canceled nor the coverage reduced by the company without 30 days' prior written notice of such cancellation or reduction in coverage to the City Attorney, City of Lodi, P.O. Box 3006, Lodi, CA 95241.

**Section 4.7 Attorney's Fees**

In the event any dispute between the parties arises under or regarding this Agreement, the prevailing party in any litigation of the dispute shall be entitled to reasonable attorney's fees from the party who does not prevail as determined by the court.

**Section 4.8 Successors and Assigns**

CITY and CONSULTANT each bind themselves, their partners, successors, assigns, and legal representatives to this Agreement without the written consent of the others. CONSULTANT shall not assign or transfer any interest in this Agreement without the prior written consent of CITY. Consent to any such transfer shall be at the sole discretion of CITY.

**Section 4.9 Notices**

Any notice required to be given by the terms of this Agreement shall be deemed to have been given when the same is personally served or sent by certified mail or express or overnight delivery, postage prepaid, addressed to the respective parties as follows:

To CITY:                      City of Lodi  
                                     Richard C. Prima, Jr., Public Works Director  
                                     221 West Pine Street  
                                     P.O. Box 3006  
                                     Lodi, CA 95241-1910

To CONSULTANT: \_\_\_\_\_  
                                     \_\_\_\_\_  
                                     \_\_\_\_\_  
                                     \_\_\_\_\_

**Section 4.10 Cooperation of CITY**

CITY shall cooperate fully in a timely manner in providing relevant information that it has at its disposal.

**Section 4.11 CONSULTANT is Not an Employee of CITY**

It is understood that CONSULTANT is not acting hereunder in any manner as an employee of CITY, but solely under this Agreement as an independent contractor.

**Section 4.12 Termination**

CITY may terminate this Agreement by giving CONSULTANT at least ten (10) days written notice. Where phases are anticipated within the Scope of Services, at which an intermediate decision is required concerning whether to proceed further, CITY may terminate at the conclusion of any such phase. Upon termination, CONSULTANT shall be entitled to payment as set forth in the attached Exhibit A to the extent that the work has been performed. Upon termination, CONSULTANT shall immediately suspend all work on the Project and deliver any documents or work in progress to CITY. However, CITY shall assume no liability for costs, expenses or lost profits resulting from services not completed or for contracts entered into by CONSULTANT with third parties in reliance upon this Agreement.

**Section 4.13 Severability**

The invalidity in whole or in part of any provision of this Agreement shall not void or affect the validity of any other provision of this Agreement.

#### **Section 4.14 Captions**

The captions of the sections and subsections of this Agreement are for convenience only and shall not be deemed to be relevant in resolving any question or interpretation or intent.

#### **Section 4.15 Integration and Modification**

This Agreement represents the entire integrated Agreement between CONSULTANT and CITY; supersedes all prior negotiations, representations, or Agreements, whether written or oral, between the parties; and may be amended only by written instrument signed by CONSULTANT and CITY.

#### **Section 4.16 Applicable Law and Venue**

This Agreement shall be governed by the laws of the State of California. Venue for any court proceeding brought under this Agreement will be with the San Joaquin County Superior Court.

#### **Section 4.17 Contract Terms Prevail**

All exhibits and this Agreement are intended to be construed as a single document. Should any inconsistency occur between the specific terms of this Agreement and the attached exhibits, the terms of this Agreement shall prevail.

#### **Section 4.18 Authority**

The undersigned hereby represent and warrant that they are authorized by the parties to execute this Agreement.

#### **Section 4.19 Ownership of Documents**

All documents, photographs, reports, analyses, audits, computer tapes or cards, or other material documents or data, and working papers, whether or not in final form, which have been obtained or prepared for this project, shall be deemed the property of CITY. Upon CITY's request, CONSULTANT shall allow CITY to inspect all such documents during regular business hours. Upon termination or completion, all information collected, work product and documents shall be delivered by CONSULTANT to CITY within ten (10) days.

CITY agrees to indemnify, defend and hold CONSULTANT harmless from any liability resulting from CITY's use of such documents for any purpose other than the purpose for which they were prepared.

IN WITNESS WHEREOF, CITY and CONSULTANT have executed this Agreement as of the date first above written.

CITY OF LODI, a municipal corporation

ATTEST:

By \_\_\_\_\_  
RANDI JOHL  
CITY CLERK

By \_\_\_\_\_  
BLAIR KING  
CITY MANAGER

APPROVED AS TO FORM:

Dated: \_\_\_\_\_

By \_\_\_\_\_  
D. STEPHEN SCHWABAUER  
CITY ATTORNEY

By: \_\_\_\_\_  
Its: \_\_\_\_\_

---

**Eastside Lodi Avenue (Union Pacific Railroad to Cherokee Lane)**  
**Community Design Guidelines**  
***MIG Scope of Services and Cost Estimate***

**TASK 1.0: PROJECT INITIATION, WORK PROGRAM DEVELOPMENT AND PROJECT MANAGEMENT**

MIG will meet with the City of Lodi staff and members of the project's Steering Committee to initiate the project, to define project objectives, to identify key stakeholders and to brainstorm work program elements. Upon approval of the project work program, MIG will regularly consult with City staff and members of the Steering Committee in order to manage work flow and budget expenditures to meet project objectives.

**TASK 2.0: DATA COLLECTION**

MIG will review all planning and policy documents provided by the City relevant to the project area in order to understand the project context. The City also will provide MIG with any available electronic mapping/GIS files of the project area.

**TASK 3.0: STEERING COMMITTEE MEETINGS (4)**

In addition to the Project Initiation meeting (Task 1), MIG will attend a series of meetings with the Steering Committee in order to conduct timely review of project deliverables and planning for project activities. At the first of these meetings, MIG will conduct a walking tour of the project area with the Steering Committee in order to observe and document current conditions, such as land uses, building types, circulation, streetscape, etc. MIG will then meet with the Steering Committee, comprised of representatives from law enforcement, local businesses and community organizations, to solicit further input on issues of interest in the project area. MIG will prepare an Issues and Opportunities report as a summary of the day's activities.

**TASK 4.0: COMMUNITY FORUMS (2)**

MIG will work with the Steering Committee to plan, conduct and document two Community Forums to:

- 1) solicit input on priority issues and opportunities;
- 2) provide feedback on preliminary planning and design options

For each Community Forum, MIG will complete the following:

**Task 4.1: Presentation Materials**

MIG will prepare a PowerPoint presentation and a series of maps and displays to illustrate current conditions, key issues and opportunities, and preliminary planning and design strategies as materials for the Community Forum. All materials will be developed in both English and Spanish languages.

**Task 4.2: Outreach/Publicity**

MIG will assist the Steering Committee in preparing invitations to the Community Forum. Materials will be developed in English and Spanish.

**Task 4.3: Forum Facilitation and Graphic Recording**

MIG will provide staff to facilitate and graphically record the Community Forum.

#### **Task 4.4: Forum Summary**

MIG will prepare a report on the Community Forum, including a summary of oral comments, written comments and photoreductions of the wallgraphics. One (1) draft copy of the report will be submitted to the Steering Committee for review, and one (1) final copy of the report will be delivered to the City for photocopying and distribution.

#### **TASK 5.0: DRAFT PLAN AND COMMUNITY DESIGN GUIDELINES**

Based on all of the input from the Steering Committee and Community Forum activities, MIG will compile a draft plan document describing mobility, access and streetscape improvements for the project area. MIG also will develop Community Design Guidelines that will respect the historic character of the area, while at the same time improving the streetscape environment within the study area. The guidelines will address issues of overall image and identity (including historic character), the pedestrian environment, appropriate infrastructure improvements, accessibility and security, and circulation. Streetscape standards involving street furniture (such as street lights, garbage receptacles, benches, bollards, etc.), sidewalk conditions, landscaping (like planting, water features, etc) will also be identified. One (1) electronic copy of the diagrams and text for the aforementioned products will be provided to the Client.

This document will be used to communicate to area residents and businesses at a variety of community events, with opportunities for feedback on the contents.

#### **TASK 6.0: REVISED DRAFT PLAN AND COMMUNITY DESIGN GUIDELINES**

MIG will revise the Draft Plan document in consultation with the Steering Committee to reflect input received at the various community events.

#### **TASK 7.0: PRESENTATIONS TO PLANNING COMMISSION AND CITY COUNCIL**

MIG will prepare a summary presentation of the Revised Draft Eastside Lodi Avenue Plan and Community Design Guidelines and will deliver the presentation as requested to the City's Planning Commission and City Council.

#### **TASK 8.0: FINAL PLAN AND COMMUNITY DESIGN GUIDELINES**

MIG will prepare a final version of the Eastside Lodi Avenue Plan and Community Design Guidelines, and will deliver one (1) bound, one (1) master reproducible copy and one (1) electronic version of the final Plan to the City.

**City of Lodi -- Eastside Lodi Avenue Circulation Plan and Design Guidelines**  
***MIG Estimated Project Budget -- April 16, 2007***

		Carolyn Verheyen	Lou Hexter	Anchi Mei	Project Associate	CAMS	CAMS	MIG Support	Total Labor	
		\$160	\$125	\$110	\$90	\$130	\$95	\$65		
	Tasks									
<b>Task 1.0: PROJECT INITIATION &amp; COORDINATION</b>		<b>10</b>	<b>26</b>	<b>18</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$6,830</b>	
1.1	Project Initiation Meeting	6	6	6					\$2,370	
1.2	Work Program Development		4	4					\$940	
1.3	Ongoing Project Management and Coordination	4	16	8					\$3,520	
<b>Task 2.0: DATA COLLECTION</b>				<b>16</b>	<b>24</b>				<b>\$3,920</b>	
<b>Task 3.0: STEERING COMMITTEE MEETINGS (4)</b>		<b>0</b>	<b>26</b>	<b>26</b>	<b>20</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$7,910</b>	
3.1	Walking Tour		8	8	8				\$2,600	
3.2	Additional Steering Committee Meetings (3)		18	18	12				\$5,310	
<b>Task 4.0: COMMUNITY FORUMS (2)</b>		<b>18</b>	<b>36</b>	<b>56</b>	<b>64</b>	<b>8</b>	<b>32</b>	<b>0</b>	<b>\$23,380</b>	
4.1	Presentation Materials	4	8	32	16	4	20		\$9,020	
4.2	Outreach/Publicity	1	4	0	4	4	12		\$2,680	
4.3	Forum Facilitation/Graphic Recording	12	12	12	12				\$5,820	
4.4	Forum Summary	1	12	12	32				\$5,860	
<b>Task 5.0: DRAFT PLAN AND DESIGN GUIDELINES</b>		<b>4</b>	<b>12</b>	<b>60</b>	<b>60</b>	<b>2</b>	<b>8</b>	<b>0</b>	<b>\$15,160</b>	
<b>Task 6.0: REVISED DRAFT PLAN AND DESIGN GUIDELINES</b>		<b>1</b>	<b>4</b>	<b>24</b>	<b>16</b>	<b>0</b>	<b>8</b>	<b>0</b>	<b>\$5,500</b>	
<b>Task 7.0: PRESENTATIONS TO PLANNING COMMISSION/CITY COUNCIL</b>		<b>6</b>	<b>12</b>	<b>12</b>	<b>0</b>	<b>2</b>	<b>8</b>	<b>0</b>	<b>\$4,800</b>	
<b>Task 8.0: FINAL DRAFT PLAN AND DESIGN GUIDELINES</b>		<b>4</b>	<b>12</b>	<b>24</b>	<b>16</b>	<b>2</b>	<b>8</b>	<b>0</b>	<b>\$7,240</b>	
<b>TOTAL LABOR HOURS</b>		<b>43</b>	<b>128</b>	<b>236</b>	<b>200</b>	<b>14</b>	<b>64</b>	<b>0</b>	<b>685</b>	
<b>TOTAL ESTIMATED COST</b>									<b>\$74,740</b>	



RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
AUTHORIZING THE CITY MANAGER TO EXECUTE  
PROFESSIONAL SERVICES AGREEMENT WITH MIG,  
INC., FOR LODI AVENUE DESIGN  
GUIDELINES/PRELIMINARY DESIGN; AND FURTHER  
APPROPRIATING FUNDS FOR THE PROJECT

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby  
authorize the City Manager to execute Professional Services Agreement with MIG, Inc., of  
Berkeley, California for Lodi Avenue Design Guidelines/Preliminary Design; and

BE IT FURTHER RESOLVED, that funds in the amount of \$80,000 be  
appropriated from Proposition 1B for this project.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the  
City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following  
vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Approving One-Year Extension of Lease of Maple Square, 2 East Lodi Avenue, for the Period of July 1, 2007 to June 30, 2008, to Alcoholics Anonymous

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution approving a one-year extension of the lease of Maple Square, 2 East Lodi Avenue, for the period of July 1, 2007 to June 30, 2008, to Alcoholics Anonymous.

**BACKGROUND INFORMATION:** The existing two-year lease with Alcoholics Anonymous for the use of the Maple Square Firehouse originally concluded on December 31, 2005. The lease, however, reads that the "Lease may be extended by mutual agreement, and with City Council approval, for an additional term as specified". Therefore, the lease was extended for a period of six months to June 30, 2006, by Council at their regular meeting on December 7, 2005; for an additional six months to December 31, 2006, at the regular meeting on June 7, 2006; and for another six months to June 30, 2007, at the regular meeting on January 3, 2007.

Staff is now requesting the lease term be extended for an additional one year, to June 30, 2008, and that all other terms and conditions of the lease remain the same.

**FISCAL IMPACT:** No Change. Minimal rent is received from Alcoholics Anonymous for the facility, at \$100 per month, and they maintain the facility and perform landscape maintenance, which reduces the City's potential cost.

**FUNDING AVAILABLE:** Not Applicable.

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Dennis J. Callahan, Fleet and Facilities Manager

RCP/DJC/pmf

cc: Steve Schwabauer, City Attorney  
Dino Radotic, Alcoholics Anonymous

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
APPROVING ONE-YEAR EXTENSION OF  
LEASE OF MAPLE SQUARE, 2 EAST LODI  
AVENUE

=====

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve a one-year extension of lease for Maple Square located at 2 East Lodi Avenue, to Alcoholics Anonymous, in care of Dino Radotic; and

BE IT FURTHER RESOLVED that the extension will be for a period of one year, for the period July 1, 2007 through June 30, 2008, and all other terms and conditions of the lease shall remain the same.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_

LEASE EXTENSION AGREEMENT

FOR USE OF CITY BUILDING  
KNOWN AS MAPLE SQUARE FIREHOUSE  
LOCATED AT 2 EAST LODI AVENUE,  
LODI, CALIFORNIA

THIS LEASE EXTENSION AGREEMENT, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2007, by and between the CITY OF LODI, a municipal corporation, hereinafter called "Owner," and Dino Radotic, hereinafter called "Lessee."

WITNESSETH:

1. LEASE: Lessee and Owner entered into a lease of the City-owned building, located at 2 East Lodi Avenue, Lodi, California, for the operation of the Alcoholics Anonymous program on January 30, 2003, providing that the lease could be extended by mutual agreement.
2. TERM AND TERMS: The term of this Lease Extension Agreement shall be for a period of one year, commencing July 1, 2007 and terminating June 30, 2008. The Lease may be extended by mutual agreement and with City Council approval for an additional term as specified. All other terms will remain as set forth in the Lease Agreement attached hereto as Exhibit A.

IN WITNESS WHEREOF, Owner and Lessee have executed this Lease Extension Agreement on the date and year first above written.

CITY OF LODI, a municipal corporation  
hereinabove called "Owner"

DINO RADOTIC, hereinabove called  
"Lessee"

\_\_\_\_\_  
BLAIR KING, City Manager

\_\_\_\_\_  
DINO RADOTIC

Attest:

\_\_\_\_\_  
RANDI JOHL, City Clerk

Approved as to Form:

\_\_\_\_\_  
JANICE D. MAGDICH, Deputy City Attorney



## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt resolution to approve the Letter of Agency designating Northern California Power Agency as Lodi's agent for Congestion Revenue Rights and authorize the Electric Utility Director to execute and administer the Letter of Agency (EUD)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** Adopt a resolution to approve the Letter of Agency designating NCPA as Lodi's agent for Congestion Revenue Rights and authorize the Electric Utility Director to execute and administer the Letter of Agency, in substantially the form presented, including any amendments that may be necessary or convenient to carrying out Council's intent.

**BACKGROUND INFORMATION:** The California Independent System Operator (CAISO) plans to implement on February 1, 2008, a Market Redesign and Technology Upgrade project (MRTU). MRTU is intended to allow the CAISO to manage transmission congestion with a mechanism called Locational Marginal Pricing (LMP), to determine the cost of transmission bottlenecks. With LMP, the Lodi Electric Utility (LEU) will be assessed congestion cost when receiving resources at Lodi. The CAISO will allocate Congestion Revenue Rights (CRRs) that can be used by Market Participants to hedge against the cost of congestion. CRRs are financial instruments that enable holders of such instruments to offset LMP congestion costs. The CAISO will soon allocate CRRs to retail Load Serving Entities (LSE), such as LEU.

According to the CAISO MRTU Tariff, the Northern California Power Agency (NCPA), which is not an LSE, cannot acquire CRRs directly, but could act on behalf of LEU and other NCPA Pool Members for CRR purposes as an agent. LEU is a member of NCPA, and is a party to the NCPA Pooling Agreement, Metered Subsystem Aggregator Agreement (MSSA), and the Scheduling Coordinator Program Agreement (SCPA). These agreements provide many of the functions that NCPA performs for LEU, including planning, scheduling, dispatch, and settlement services. NCPA has participated in the CRR development and testing process on behalf of the NCPA Pool Members, and NCPA's expertise and computer systems would be difficult and expensive to duplicate. NCPA, as administrator of the MSSA and the Pool, and as LEU's Scheduling Coordinator, is uniquely qualified to be LEU's agent.

By executing a "Letter Representing Agency Relationship Between Load Serving Entity and Designated Agent/Trustee" ("Letter of Agency"), LEU can designate NCPA as its agent for CRR matters. NCPA can then act for LEU for CRR matters, once NCPA enters into the CAISO Pro Forma MSS Aggregator CRR Entity Agent Agreement ("Agent Agreement"). The Agent Agreement would have NCPA allocate all revenues and costs associated with holding the collection of CRRs within the NCPA Pool based on each member's load share.

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

The Letter of Agency is Attachment A of this report. LEU would maintain ownership of its load share of the NCPA Pool CRRs, but all administrative functions will be delegated to NCPA.

**FISCAL IMPACT:** Based on the results of CAISO simulation, NCPA estimates that the acquisition of CRRs will result in revenue of approximately \$100,000 to LEU (our share of Pool revenue). The value of CRRs is derived from the hourly price differentials between source and sink combinations. CRRs are financial instruments, and the value of the instruments can vary substantially from hour to hour or even turn negative, depending on grid conditions, but overall are expected to yield the above benefit.

**FUNDING:** Not Applicable.

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Kirk Evans, Budget Manager

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George F. Morrow  
Electric Utility Director

Prepared By: Kenneth A. Weisel, P.E., Manager of Electric Services

GFM/KAW/lst

Attachments (1)

## **Letter Representing Agency Relationship Between Load Serving Entity and Designated Agent/Trustee**

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The City of Lodi, a Municipal Corporation (a "LSE"), a load serving entity eligible to participate in the Congestion Revenue Rights ("CRR") Allocation process, administered by the California Independent System Operator Corporation ("CAISO"), a California nonprofit Corporation, hereby requests that CAISO recognize LSE's Agent, as identified below, as LSE's agent/trustee in connection with the CRR Allocation and Auction processes, such agency relationship as represented in the Scheduling Coordination Program Agreement executed by and between the LSE and the Agent dated August 28, 2002, a copy of which has been provided to CAISO for its reference. Accordingly, LSE hereby represents and warrants the following with respect to its request that the CAISO recognize the agent/trustee relationship between the LSE and Agent:

1. LSE has a legal relationship between itself and Northern California Power Agency, a California Public Joint Action Agency (the "Agent").
2. In accordance with the terms of this relationship, LSE has authorized Agent to enter into a MSS Aggregator CRR Entity Agent Agreement to perform certain obligations on behalf of the LSE, including among other things, accepting financial liability, performing settlement functions and satisfying other CRR requirements.
3. In accordance with the terms of this relationship, LSE has authorized Agent to track LSE's load share ratio of CRRs, but has not authorized Agent to take title to any specific CRRs allocated to the LSE.
4. In accordance with the terms of this relationship, if the agency/trustee relationship terminates, the LSE shall take with it a pro rata share of every CRR source allocated to it by the Agent.
5. In accordance with the terms of this relationship, LSE recognizes that the Agent shall be the agent for similarly situated load serving entities and that the agent/trustee relationship is not exclusive.
6. In reliance on the foregoing, CAISO is entitled to allocate CRRs to the LSE based on its respective load share ratio and issue, in aggregate, such shares to the Agent, on behalf of the LSE, as if issued to the LSE directly.
7. LSE will immediately notify the CAISO in writing of any change to its relationship with Agent.

The CAISO Tariff shall apply to this letter of agency. By signing below, George F. Morrow, certifies that he/she is authorized to legally bind the LSE with regard to the subject matter of this letter and agrees to send an executed copy of this letter to its Agent for its records.

Executed, this 6<sup>th</sup> day of June, 2007.

---

**George F. Morrow**  
**Electric Utility Director**

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
APPROVING THE LETTER OF AGENCY DESIGNATING  
NORTHERN CALIFORNIA POWER AGENCY AS LODI'S  
AGENT FOR CONGESTION REVENUE RIGHTS AND  
AUTHORIZING THE ELECTRIC UTILITY DIRECTOR TO  
EXECUTE AND ADMINISTER THE LETTER OF AGENCY

=====

WHEREAS, the California Independent System Operator ("CAISO") plans to implement the Market Redesign and Technology Upgrade ("MRTU") project, on February 1, 2008, and

WHEREAS, a main objective of MRTU is to allow the CAISO to manage transmission congestion with a new mechanism, called Locational Marginal Pricing ("LMP"), to price the use of transmission bottlenecks, and

WHEREAS, the CAISO will allocate Congestion Revenue Rights ("CRRs") that can be used by Market Participants to hedge against the cost of congestion associated with delivering resources to serve load obligations within a LMP based market, and

WHEREAS, the Lodi Electric Utility ("Lodi") qualifies as a Load Serving Entity ("LSE") under the MRTU Tariff, and therefore is eligible to receive an allocated share of CRRs, which would benefit Lodi, and

WHEREAS, Lodi is a member of Northern California Power Agency ("NCPA"), and is a signatory to the NCPA Pooling Agreement, Metered Subsystem Aggregator Agreement ("MSSA"), and the Scheduling Coordinator Program Agreement ("SCPA"), which establish a contractual relationship between NCPA and Lodi, and encompass many of the functions that NCPA performs on Lodi's behalf, including, but not limited to, planning, scheduling, dispatch, and settlement services, and

WHEREAS, it would benefit Lodi for NCPA to act on behalf of Lodi for all CRR related functions, but NCPA does not qualify as a LSE, and therefore cannot take title to the CRRs acquired on behalf of Lodi, and

WHEREAS, NCPA may acquire and administer CRRs as agent of NCPA Pool Members<sup>1</sup> who sign a Letter Representing Agency Relationship Between Load Serving Entity and Designated Agent/Trustee ("Letter of Agency") pursuant to a MSS Aggregator CRR Entity Agent Agreement between NCPA and the CAISO ("Agent Agreement"), and

WHEREAS, the Letter of Agency will assign authority to NCPA to act on behalf of Lodi and other Pool Members for CRRs matters, and

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<sup>1</sup> The NCPA Pool Members include Alameda Power and Telecom, City of Biggs, City of Gridley, City of Healdsburg, City of Lodi, City of Lompoc, City of Palo Alto, Plumas-Sierra REC., Port of Oakland, and City of Ukiah



WHEREAS, the Agent Agreement will grant NCPA rights to participate in the CRR nomination process on behalf of NCPA Pool Members on the basis of each member's load ratio share, which will be set forth in Schedule 3 of the Agent Agreement,

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

The City Council hereby approves the Letter of Agency designating NCPA as Lodi's agent for Congestion Revenue Rights and authorizes the Electric Utility Director to execute, deliver to the CAISO, and administer the Letter of Agency, in substantially the form presented, including any amendments that may be necessary or convenient to carrying out Council's intent.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



## CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Adopt Resolution Authorizing Change Order No. 1 to Public Works 800 MHz Radio Transmission Service Contract with La Rue Communications, Inc., of Stockton, for Transit Radio Service (\$20,000 over the Three-Year Term)

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution authorizing the City Manager to execute Contract Change Order No. 1 to the Public Works 800 MHz Radio Transmission Contract with La Rue Communications, Inc., of Stockton, adding radio service for the Public Works Transit Division.

**BACKGROUND INFORMATION:** Currently, the City of Lodi Public Works divisions (with the exception of Transit) utilize an 800 MHz system for day-to-day operations. The Transit Division contracts with an outside vendor for radio service on a 900 MHz frequency.

The current radio provider for the Transit Division has proposed a change in frequencies. Due to this proposed change, the existing contract being month-to-month, and difficulties with the existing 900 MHz service, staff has evaluated the benefits of Transit remaining with the current contractor or of joining the radio system utilized by the other Public Works divisions. The system Public Works currently utilizes is trunked and can accommodate the Transit demand. In addition, the Public Works contract allows for additional units to be added, and the contractor has confirmed their willingness to provide the additional service at the same rate and terms for the remaining three years of the contract. Migration of the Transit Division into the contract with the remaining Public Works divisions will allow for all communications to be coordinated under one contract.

The cost proposed includes a monthly fee of \$10 per unit for transmission (Transit will soon operate 33 bus mounted units, two handhelds and two base stations), a monthly fee of \$5 per unit for maintenance, and radio installation at \$85 per hour. The contractor has agreed to replace all the existing radios (25 in total) with 800 MHz radios at no cost to the City. Eight additional radios will be provided and installed for a charge of \$225 each.

**FISCAL IMPACT:** The addition of Transit to the radio contract will offer radio service at a lower cost than Transit is currently receiving and includes maintenance. By changing from a contract covering transmission only for 25 radios to a contract covering transmission and maintenance for 33 radios, Transit should see an annual savings of \$1,700.

**FUNDING AVAILABLE:** Funding for radio service is included in the 06/07 and 07/08 operating budgets for Dial-A-Ride and Fixed Route.

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Tiffani M. Fink, Transportation Manager  
RCP/TMF/pmf  
cc: Transportation Manager

\_\_\_\_\_  
Streets and Drainage Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL AUTHORIZING THE CITY  
MANAGER TO EXECUTE CHANGE ORDER NO. 1 TO PUBLIC WORKS  
800 MHZ RADIO TRANSMISSION SERVICE CONTRACT WITH LARUE  
COMMUNICATIONS, INC. FOR TRANSIT RADIO SERVICE

=====

WHEREAS, the City entered a five-year contract for Public Works 800 MHz radio transmission service with LaRue Communications, Inc., of Stockton, California in 2005; and

WHEREAS, currently, the City of Lodi Public Works divisions (with the exception of Transit who contracts with an outside vendor for radio service on a 900 MHz frequency) utilize an 800 MHz system for day-to-day operations.

WHEREAS, the Transit Division's current radio provider has proposed a change in frequencies, and due to this proposed change, the existing contract being month-to-month, and difficulties with the existing 900 MHz service, staff has evaluated the benefits of Transit remaining with the current contractor or of joining the radio system utilized by the other Public Works divisions; and

WHEREAS, the system Public Works currently utilizes is trunked and can accommodate the Transit demand, and the Public Works contract allows for additional units to be added, and the contractor has confirmed their willingness to provide the additional service at the same rate and terms for the remaining three years of the contract; and

WHEREAS, migration of the Transit Division into the contract with the remaining Public Works divisions will allow for all communications to be coordinated under one contract; and

WHEREAS, the cost proposed includes a monthly fee of \$10 per unit for transmission (Transit will soon operate 33 bus mounted units, two handhelds and two base stations), a monthly fee of \$5 per unit for maintenance, and radio installation at \$85 per hour. The contractor has agreed to replace all the existing radios (25 in total) with 800 MHz radios at no cost to the City. Eight additional radios will be provided and installed for a charge of \$225 each.

NOW, THEREFORE, BE IT RESOLVED by the Lodi City Council that the City Manager is hereby authorized and directed to execute Change Order No. 1 to Public Works 800 MHz Radio Transmission Service Contract with LaRue Communications, Inc., of Stockton, California, for Transit Radio Service in an amount not to exceed \$20,000 over the Three-Year Term).

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Approving In-Street Pedestrian Crossing Signs at Marked School Crosswalk on Crescent Avenue at Tamarack Drive in Front of Nichols Elementary School with Funds Provided by Nichols School Parent Teacher Association

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt a resolution approving in-street pedestrian crossing signs at the marked school crosswalk on Crescent Avenue at Tamarack Drive in front of Nichols Elementary School with funds provided by Nichols School Parent Teacher Association (PTA), as shown on Exhibit A.

**BACKGROUND INFORMATION:** City staff has received requests for in-street pedestrian crossing signs on Crescent Avenue at the marked crosswalk at Tamarack Drive in front of Nichols Elementary School. These signs, approved by both the Federal Highway Administration and Caltrans, currently exist on Tokay Street at Vinewood School, Ham Lane at Lakewood School, and Lockeford Street at George Washington School. Staff has received positive feedback from citizens, parents, and school administration regarding these supplemental pedestrian crossing signs.

Based on the positive feedback received regarding these signs and the available funding, we recommend City Council approve the installation of in-street pedestrian crossing signs at the marked school crosswalk on Crescent Avenue at Tamarack Drive in front of Nichols Elementary School. Exhibit B presents a letter from the PTA indicating they will fund the signs and installation costs.

**FISCAL IMPACT:** None, other than typical maintenance costs for signs.

**FUNDING AVAILABLE:** The installation costs of \$1,020 will be provided by the Nichols School PTA.

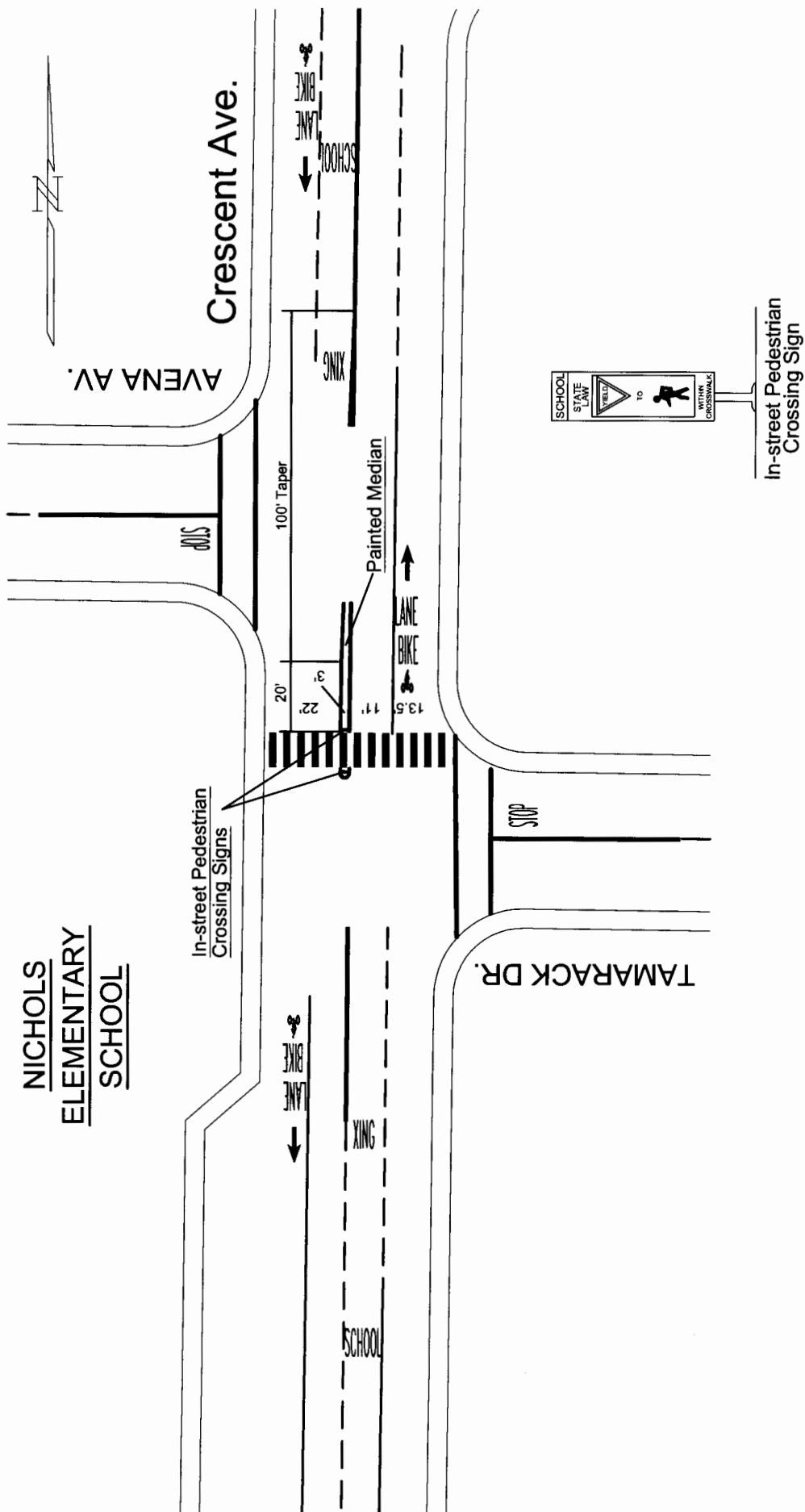
\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by Rick S. Kiriou, Senior Engineering Technician  
RCP/RSK/pmf  
Attachments

cc: City Attorney  
City Engineer  
Streets and Drainage Manager  
Nichols School Principal Gloria Evosevich  
Nichols School PTA Secretary Patti Myers

Police Chief  
Senior Traffic Engineer  
School Resource Officer Trevino  
Nichols School PTA President Lisa Ford

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



	NO.	DATE	BY	DRAWN	RSK	DESIGN	RSK	SCALE	JOB NUMBER
					CHECKED			APPROVED	
						DATE			
				RECORD DWG.					
							CITY ENGINEER DCE NO. 2685		DATE

CITY OF LODI  
PUBLIC WORKS DEPARTMENT

Crescent Avenue @ Tamarack Drive  
In-Street Pedestrian Signs @ Nichols School

# PTA

*Leroy Nichols School 1301 S. Crescent*

May 18, 2007

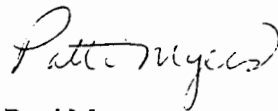
Dear Paula Fernandez,

In response to your letter to Leroy Nichols School, our PTA agrees to pay for the installation of the In-Street Pedestrian Crossing Sign. We understand that the crossing sign will cost approximately \$ 1,020.00 for installation. The crossing sign will be on Crescent Avenue at the crosswalk located at Tamarack Drive.

I would appreciate if you could get back to me with an estimated time frame for this project. Please contact me if you have any questions or need any further information.

Thank you. My cell number (209) 224-4043.

Sincerely,

A handwritten signature in cursive script that reads "Patti Myers".

Patti Myers  
PTA Secreatary

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL APPROVING IN-STREET PEDESTRIAN CROSSING SIGNS AT MARKED SCHOOL CROSSWALK ON CRESCENT AVENUE AT TAMARACK DRIVE IN FRONT OF NICHOLS ELEMENTARY SCHOOL WITH FUNDS PROVIDED BY NICHOLS SCHOOL PARENT TEACHER ASSOCIATION

=====

WHEREAS, City staff has received requests for in-street pedestrian crossing signs on Crescent Avenue at the marked crosswalk at Tamarack Drive in front of Nichols Elementary School; and

WHEREAS, these signs, approved by both the Federal Highway Administration and Caltrans, currently exist on Tokay Street at Vinewood School, Ham Lane at Lakewood School, and Lockeford Street at George Washington School. Staff has received positive feedback from citizens, parents, and school administration regarding these supplemental pedestrian crossing signs; and

WHEREAS, based on the positive feedback received regarding these signs and the available funding, staff recommends that the City Council approve the installation of in-street pedestrian crossing signs at the marked school crosswalk on Crescent Avenue at Tamarack Drive in front of Nichols Elementary School.

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council hereby approves the in-street pedestrian crossing signs at the marked school crosswalk on Crescent Avenue at Tamarack Drive in front of Nichols Elementary School, with funds provided by Nichols School Parent Teacher Association, as shown on Exhibit A attached.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

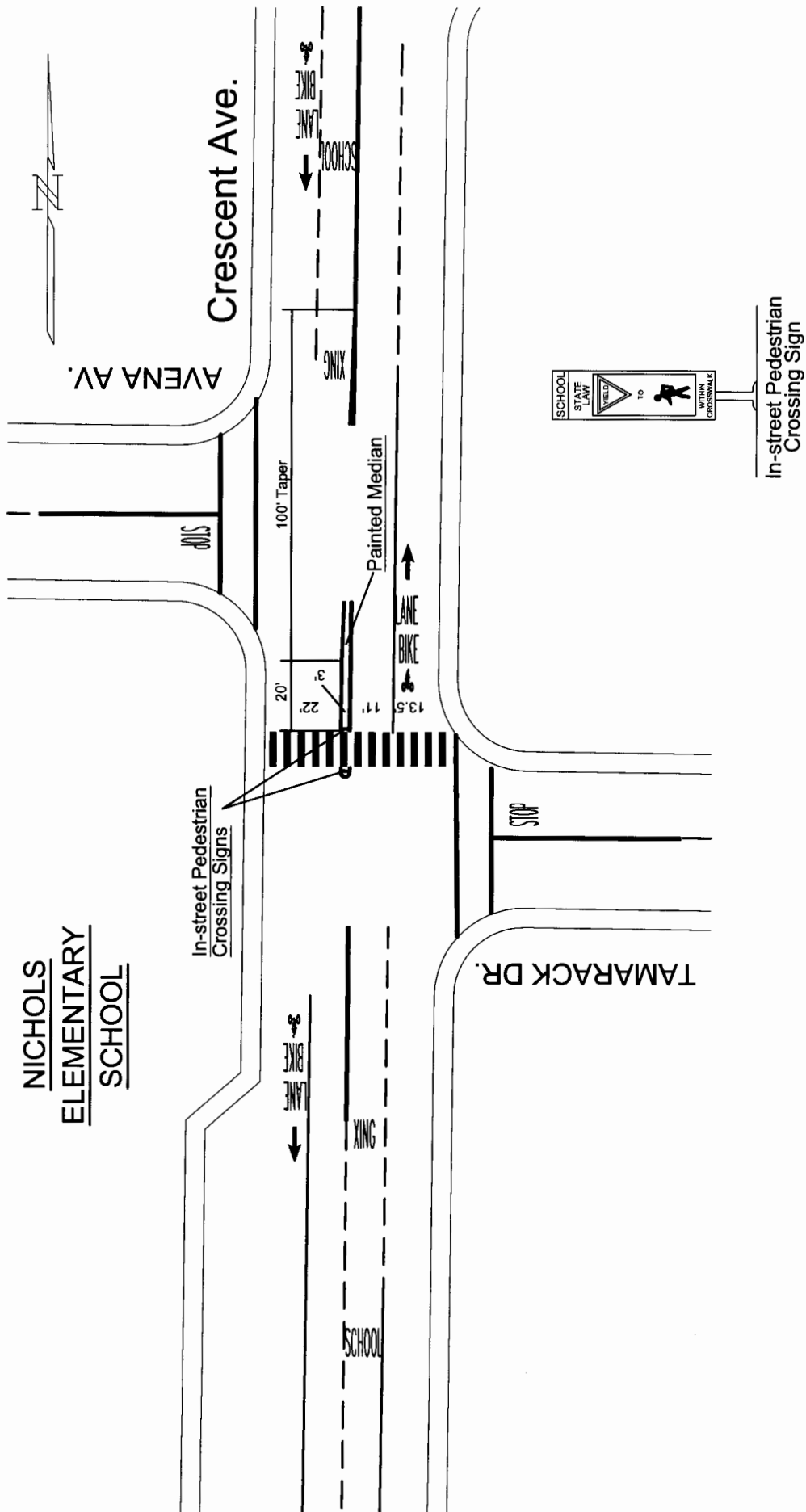
NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_

[illegible]CITY OF LODI  
PUBLIC WORKS DEPARTMENT

Crescent Avenue @ Tamarack Drive  
In-Street Pedestrian Signs @ Nichols School





TM

## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** Cancel the July 4, 2007, Regular City Council Meeting

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

---

**RECOMMENDED ACTION:** Cancel the July 4, 2007, Regular City Council meeting.

**BACKGROUND INFORMATION:** Lodi Municipal Code §2.04.010 states that regular meetings which fall upon a legal holiday shall be held on the first business day thereafter at the hour of 7 p.m. The July 4, 2007, Regular City Council meeting falls on the Fourth of July holiday, and it is recommended that the meeting be canceled, rather than held the next day.

**FISCAL IMPACT:** Not applicable.

**FUNDING AVAILABLE:** Not applicable.

---

Randi Johl  
City Clerk

RJ/JMP

---

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution Approving the Cost of Living Increases for Confidential Employees

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Deputy City Manager

**RECOMMENDED ACTION:** Adopt Resolution approving cost of living increases for confidential employees.

**BACKGROUND INFORMATION:** Recently the City of Lodi completed negotiations with the General Services bargaining unit. Confidential designated employees' salaries are aligned to this bargaining unit and have received the same cost of living increases as General Services in the past. In order to maintain their salary alignments with General Services employees, it is important that they receive the same cost of living increases. Therefore, it is requested that Council approve the following cost of living increase through 2008 for confidential employees (Administrative Clerk – Confidential; Records Clerk – Confidential; Deputy City Clerk – Confidential; Human Resources Technician; Legal Secretary and Secretary to the City Manager.

Effective Date	COLA
Pay period in which July 1, 2007 falls	CPI-W Index of 3% calculated using the April 2007 average that is issued by the Department of Labor.

**FISCAL IMPACT:** Fiscal impact estimated to be \$13,670 for fiscal year 2007-08.

**FUNDING:** \$13,670 – FY 2007-08. Funding is available in the Human Resources, City Manager, City Clerk and City Attorney budgets.

\_\_\_\_\_  
James R. Krueger, Deputy City Manager

APPROVED: \_\_\_\_\_  
Blair King, City Manager

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY COUNCIL  
APPROVING COST OF LIVING INCREASES FOR  
CONFIDENTIAL-DESIGNATED EMPLOYEES

=====

WHEREAS, the City recently completed negotiations with the General Services bargaining unit. Confidential-designated employees' salaries are aligned to this bargaining unit and have received the same cost of living increases as General Services in the past; and

WHEREAS, in order to maintain their salary alignments with General Service employees, it is important that they receive the same cost of living increase; and

WHEREAS, it is recommended that Council approve the following cost of living increase through 2008 for Confidential-designated employees (Administrative Clerk – Confidential; Records Clerk – Confidential; Deputy City Clerk – Confidential; Human Resources Technician; Legal Secretary; and Secretary to the City Manager):

Effective Date	COLA
Pay period in which July 1, 2007 falls.	CPI-W Index of 3% calculated using the April 2007 average that is issued by the Department of Labor.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby approve the above cost of living increase for Confidential-designated employees through 2008 effective the pay period in which July 1, 2007, falls.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Adopt Resolution for Preliminary Approval of the Engineer's Annual Levy Report and Resolution Declaring Its Intention for the Levy and Collection of Assessment for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1; Set Public Hearing for July 18, 2007

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Adopt the following resolutions and set a public hearing for July 18, 2007:

1. A resolution of the City Council of the City of Lodi, California for preliminary approval of the Engineer's Annual Levy Report regarding the proposed levy and collection of assessments for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1, Fiscal Year 2007/08.
2. A resolution of the City Council of the City of Lodi, California, declaring its intention for the levy and collection of assessments for the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1, Fiscal Year 2007/08.

**BACKGROUND INFORMATION:** Over the past four years, the City Council has formed a total of thirteen zones of the Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 (District). The scope of maintenance activities funded by the District include 1) landscape and irrigation, 2) masonry block walls, 3) street parkway trees, and 4) public park areas. The activities and levy amount vary by zone, as described in the attached report, City of Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1, 2007/08 Preliminary Annual Engineer's Report (Report).

The Report describes the general nature, location and extent of the improvements to be maintained and an estimate of the costs of the maintenance, operations, and servicing for the improvements. The Report includes a diagram for the District showing the area and properties proposed to be assessed; an assessment of the estimated costs of the maintenance, operations and servicing for the improvements; and the net levy upon all assessable lots and/or parcels within the District.

The action requested of the City Council is to approve the Preliminary Report, to declare its intention to levy the assessments and to set a public hearing for July 18, 2007, to receive public comments. After the public hearing, City Council will be asked to approve the Final Report and order the levy and collection of the assessments.

**FISCAL IMPACT:** Funding for preparation of the Report is included in the assessments.

**FUNDING AVAILABLE:** Not applicable.

\_\_\_\_\_  
Richard C. Prima, Jr.  
Public Works Director

Prepared by F. Wally Sandelin, City Engineer  
RCP/FWS/pmf  
Attachment  
cc: City Attorney

Parks and Recreation Director

Streets & Drainage Manager

APPROVED: \_\_\_\_\_  
Blair King, City Manager



**City of Lodi**

**Consolidated Landscape Maintenance  
Assessment District No. 2003-1**

**2007/08 Preliminary Engineer's Report**

**June 2007**

*Prepared by*

**N | B | S**

Corporate Office  
32605 Highway 79 South, Suite 100  
Temecula, CA 92592  
(800) 676-7516 phone  
(951) 296-1998 fax

Regional Office  
870 Market Street, Suite 958  
San Francisco, CA 94102  
(800) 434-8349 phone  
(415) 391-8439 fax

**CITY OF LODI  
CONSOLIDATED LANDSCAPE MAINTENANCE  
ASSESSMENT DISTRICT NO. 2003-1**

**221 W. Pine Street  
Lodi, California 95240  
Phone - (209) 333-6706  
Fax - (209) 333-6710**

---

**CITY COUNCIL**

Bob Johnson, Mayor  
Joanne Mounce, Mayor Pro Tempore  
Larry D. Hansen, Council Member  
Susan Hitchcock, Council Member  
Phil Katzakian, Council Member

**CITY STAFF**

Blair King, City Manager  
James Krueger, Deputy City Manager  
Randi Johl, City Clerk  
D. Stephen Schwabauer, City Attorney  
Richard Prima, Public Works Director  
Wally Sandelin, City Engineer

**N | B | S**

Greg Davidson, Client Services Director  
Rick Clark, Project Manager  
Nick Dayhoff, Financial Analyst

# **TABLE OF CONTENTS**

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<b>1. ENGINEER'S LETTER.....</b>	<b>1-1</b>
<b>2. OVERVIEW .....</b>	<b>2-1</b>
2.1 INTRODUCTION .....	2-1
2.2 EFFECT OF PROPOSITION 218 .....	2-2
<b>3. PLANS AND SPECIFICATIONS .....</b>	<b>3-1</b>
3.1 DESCRIPTION OF FACILITIES FOR ZONE 1.....	3-1
3.2 DESCRIPTION OF FACILITIES FOR ZONE 2.....	3-1
3.3 DESCRIPTION OF FACILITIES FOR ZONE 3.....	3-2
3.4 DESCRIPTION OF FACILITIES FOR ZONE 4.....	3-2
3.5 DESCRIPTION OF FACILITIES FOR ZONE 5.....	3-3
3.6 DESCRIPTION OF FACILITIES FOR ZONE 6.....	3-4
3.7 DESCRIPTION OF FACILITIES FOR ZONE 7.....	3-4
3.8 DESCRIPTION OF FACILITIES FOR ZONE 8.....	3-5
3.9 DESCRIPTION OF FACILITIES FOR ZONE 9.....	3-5
3.10 DESCRIPTION OF FACILITIES FOR ZONE 10.....	3-6
3.11 DESCRIPTION OF FACILITIES FOR ZONE 11.....	3-6
3.12 DESCRIPTION OF FACILITIES FOR ZONE 12.....	3-7
3.13 DESCRIPTION OF FACILITIES FOR ZONE 13.....	3-8
<b>4. METHOD OF APPORTIONMENT.....</b>	<b>4-1</b>
4.1 METHOD OF APPORTIONMENT.....	4-1
4.2 LAND USE BENEFIT FACTORS .....	4-2
<b>5. ESTIMATE OF COSTS.....</b>	<b>5-1</b>
5.1 DESCRIPTION OF BUDGET ITEMS.....	5-1
5.2 DISTRICT BUDGET .....	5-3
5.3 LANDSCAPE & WALL RESERVE INFORMATION.....	5-10
<b>6. ASSESSMENT DIAGRAMS.....</b>	<b>6-1</b>
<b>7. PARCEL LISTING .....</b>	<b>7-1</b>

# 1. ENGINEER'S LETTER

**WHEREAS**, the City Council of the City of Lodi (the "City"), State of California, directed NBS Government Finance Group, DBA NBS ("NBS") to prepare and file a report presenting plans and specifications describing the general nature, location and extent of the improvements to be maintained, an estimate of the costs of the maintenance, operations and servicing of the improvements for the City of Lodi Consolidated Maintenance Assessment District No. 2003-1 (or the "District") for Fiscal Year 2007/08. The report includes a diagram for the District, showing the area and properties proposed to be assessed, an assessment of the estimated costs of the maintenance, operations and servicing the improvements, and the net amount upon all assessable lots and/or parcels within the District in proportion to the special benefit received;

**NOW THEREFORE**, the following assessment is made to cover the portion of the estimated costs of maintenance, operation and servicing of said improvements to be paid by the assessable real property within the District in proportion to the special benefit received:

## SUMMARY OF ASSESSMENT

Description	As Preliminarily Approved	As Confirmed by Council
<b>Almondwood Estates - Zone 1 Levy</b>	\$25,532.32	
Zone 1 Dwelling Unit Equivalents	74	
Assessment Per DUE	<b>\$345.02</b>	
<b>Century Meadows One - Zone 2 Levy</b>	\$39,807.50	
Zone 2 Dwelling Unit Equivalents	133	
Assessment Per DUE	<b>\$299.30</b>	
<b>Millsbridge II - Zone 3 Levy</b>	\$8,669.73	
Zone 3 Dwelling Unit Equivalents	40	
Assessment Per DUE	<b>\$216.74</b>	
<b>Almond North - Zone 4 Levy</b>	\$8,377.13	
Zone 4 Dwelling Unit Equivalents	34	
Assessment Per DUE	<b>\$246.38</b>	
<b>Legacy I, II and Kirst Estates - Zone 5 Levy</b>	\$59,140.93	
Zone 5 Dwelling Unit Equivalents	223	
Assessment Per DUE	<b>\$265.20</b>	
<b>The Villas - Zone 6 Levy</b>	\$32,593.14	
Zone 6 Dwelling Unit Equivalents	80	
Assessment Per DUE	<b>\$407.40</b>	
<b>Woodlake Meadow - Zone 7 Levy</b>	\$850.03	
Zone 7 Dwelling Unit Equivalents	5	
Assessment Per DUE	<b>\$170.00</b>	

\*Where applicable, the actual parcel levy will be rounded to an even amount for County tax roll purposes.



**SUMMARY OF ASSESSMENT (continued)**

<b>Description</b>	<b>As Preliminarily Approved</b>	<b>As Confirmed by Council</b>
<b>Vintage Oaks - Zone 8 Levy</b>	\$7,420.26	
Zone 8 Dwelling Unit Equivalents	17	
Assessment Per DUE	<b>\$436.48</b>	
<b>Interlake Square - Zone 9 Levy</b>	\$1,930.99	
Zone 9 Dwelling Unit Equivalents	11	
Assessment Per DUE	<b>\$175.54</b>	
<b>Lakeshore Properties - Zone 10 Levy</b>	\$970.09	
Zone 10 Dwelling Unit Equivalents	7	
Assessment Per DUE	<b>\$138.58</b>	
<b>Tate Property - Zone 11 Levy</b>	\$1,811.92	
Zone 11 Dwelling Unit Equivalents	7	
Assessment Per DUE	<b>\$258.84</b>	
<b>Winchester Woods - Zone 12 Levy</b>	\$1,091.53	
Zone 12 Dwelling Unit Equivalents	8	
Assessment Per DUE	<b>\$136.44</b>	
<b>Guild Avenue Industrial - Zone 13 Levy</b>	5,313.44	
Zone 13 Dwelling Unit Equivalents	94.06	
Assessment Per DUE	<b>\$56.49</b>	

\*Where applicable, the actual parcel levy will be rounded to an even amount for County tax roll purposes.

I, the undersigned, respectfully submit the enclosed Engineer's Report and, to the best of my knowledge, information and belief, the Engineer's Report, Assessments, and the Assessment Diagram herein have been prepared and computed in accordance with the order of the City Council of the City of Lodi.

\_\_\_\_\_  
**Wally Sandelin, P.E., Engineer of Work**

Date: \_\_\_\_\_

\_\_\_\_\_  
Seal

## **2. OVERVIEW**

### **2.1 Introduction**

---

The City of Lodi ("City") proposes to levy special benefit assessments for the Lodi Consolidated Maintenance Assessment District No. 2003-1 ("District") for Fiscal Year 2006/07. The City currently has consolidated thirteen landscape maintenance districts into a single district, the "Lodi Consolidated Maintenance Assessment District No. 2003-1". In response to the provisions of the California Constitution Article XIII C and XIII D (Proposition 218), in 2003 a separate Engineer's Report was prepared for each of the first two Zones (Zones 1 and 2) of the Lodi Consolidated Maintenance Assessment District. The City conducted property owner balloting proceedings for the assessments in Fiscal Year 2004/05. After approval of the assessment by the property owners, the City began to levy and collect special assessments on the County tax rolls to provide continued funding for the costs and expenses required for maintenance of the improvements within the District. In 2004 a separate Engineer's Report was prepared for each of the next five Zones (Zones 3 thru 7) of the Lodi Consolidated Landscape Maintenance Assessment District. The City conducted property owner balloting proceedings for Zones 3 and 4 for the assessments in Fiscal Year 2004/05 and the City conducted property owner balloting proceedings for Zones 5 through 7 in Fiscal Year 2005/06. After approval of the assessment by the property owners, the City began to levy and collect special assessments on the County tax rolls to provide continued funding for the costs and expenses required for maintenance of the improvements within the expanded District. In 2005 a separate Engineer's Report was prepared for Zones 8 thru 12 of the Lodi Consolidated Landscape Maintenance Assessment District. The City conducted property owner balloting proceedings for Zones 8 through 12 for the assessments in Fiscal Year 2005/06. In 2007, an Engineer's Report was prepared for Zone 13 of the Lodi Consolidated Landscape Maintenance Assessment District. The City conducted property owner balloting proceedings for Zone 13 of the assessments in Fiscal Year 2007/08. Following approval of the assessment by the property owners, the City will now levy and collect special assessments on the County tax rolls to provide continued funding for the costs and expenses required for maintenance of the improvements within the District. The District is levied pursuant to the Landscape and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highways Code (the Act), and in compliance with the substantive and procedural requirements of the California Constitution Article XIII D.

This Engineer's Report ("Report") describes the District and assessments to be levied against properties within the District for Fiscal Year 2007/08. The assessments described herein are based on the estimated cost to operate, to service and to maintain improvements that will provide a direct and special benefit to properties within the District. All improvements to be operated, serviced and maintained through annual assessments were constructed and installed in connection with the development or for the benefit of these properties. The annual costs and assessments described herein include all estimated direct expenditures, incidental expenses, deficits, surpluses, revenues, and reserves associated with the maintenance and servicing of the improvements.

The word "parcel," for the purposes of this Report, refers to an individual property assigned its own Assessment Number by the County of San Joaquin Assessor's Office. The County of San Joaquin Auditor/Controller uses Assessment Numbers and specific Fund Numbers to identify properties assessed on the tax roll for special district benefit assessments.

At a noticed Public Hearing, the City Council considered all public comments and written protests presented. Upon conclusion of the Public Hearing, the City Council determined that no valid protest existed. By resolution, the City Council approved the Engineer's Report as submitted or amended (amendments may not increase the assessments approved by the property owners). Following approval of the Report, the City Council, by resolution, confirmed the assessments and ordered the

levy and collection of assessments pursuant to the Act. The assessments as approved will be submitted to the San Joaquin County Auditor/Controller to be included on the property tax roll for each parcel for Fiscal Year 2007/08.

## ***2.2 Effect of Proposition 218***

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On November 5, 1996, California voters approved proposition 218 by a margin of 56.5% to 43.5%. The provisions of the Proposition, now California Articles XIIC and XIID, add substantive and procedural requirements to assessments, which affect the City of Lodi landscape maintenance assessments.

The proposed assessments for the City of Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 for Fiscal Year 2007/08 are not proposed to increase over the annual rate escalation factor of the annual San Francisco Bay Area C.P.I. or 5%, which ever is greater, which was approved by property owners following the assessment balloting procedures set forth in Section 4 SEC. 4 of the Proposition.

### **3. PLANS AND SPECIFICATIONS**

#### **3.1 Description of Facilities for Zone 1**

---

Zone 1 is comprised of the Almondwood Estates Subdivision; the facilities within Zone 1 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping area along the east side of Stockton Street from the project's north boundary to Almond Drive, including the angled corner section at Elgin Avenue, approximately 1220 linear feet.
- B. A masonry wall and 13.5' wide landscaping area along the north side of Almond Drive from the project's east boundary westerly to Stockton Street, including the angled corner sections at Blackbird Place and Stockton Street, approximately 340 linear feet.
- C. Street parkway trees located within the public street within the District Zone 1 boundary.
- D. Public park land area of 0.69 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 1 consists of a 74-lot residential development located in the southeastern portion of the City of Lodi.

Zone 1 includes 74 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Almondwood Estates Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Almondwood Estates Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

#### **3.2 Description of Facilities for Zone 2**

---

Zone 2 is comprised of Century Meadows One (Units 2 and 3) the facilities within Zone 2 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping area along the north side of Harney Lane from the project's east boundary to the west boundary, including the 2 angled corner sections at Poppy Drive, approximately 1200 linear feet.
- B. Street parkway trees located within the public street within the District Zone 2 boundary.
- C. Public park land area of 1.24 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 2 consists of a 133-lot residential development located in the south-central portion of the City of Lodi.

Zone 2 includes 133 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Century Meadows One Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Century Meadows One Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

### **3.3 Description of Facilities for Zone 3**

---

Zone 3 is comprised of Millsbridge II; the facilities within Zone 3 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Street parkway trees located within the public street within the District Zone 3 boundary.
- B. Public park land area of 0.30 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per one thousand persons served.

Zone 3 consists of a 27-lot residential development and 5 adjacent parcels (which, when subdivided, will equal 13 Dwelling Unit Equivalents) located in the southwestern portion of the City of Lodi.

Zone 3 includes 40 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Millsbridge II Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Millsbridge II Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

### **3.4 Description of Facilities for Zone 4**

---

Zone 4 is comprised of the Almond North Zone; the facilities within Zone 4 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Street parkway trees located within the public street within the District Zone 4 boundary.
- B. Public park land area of 0.32 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per one thousand persons served.

Zone 4 consists of a 28-lot residential development, including 6 potential duplex lots and is located in the southeastern portion of the City of Lodi.

Zone 4 includes a maximum of 34 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Almond North Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Almond North Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

### **3.5 Description of Facilities for Zone 5**

---

Zone 5 is comprised of Legacy Estates I, Legacy Estates II and Kirst Estates; the facilities within Legacy Estates I of Zone 5 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping strip, divided by a 4-foot wide meandering sidewalk, along the north side of Harney Lane at the back of lots 10-24 of Legacy Estates I, approximately 950 linear feet.
- B. Street parkway trees located within the public street within the District Zone 5 boundary.
- C. Public park land area of 0.720 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

The facilities within Legacy Estates II of Zone 5, of the District, that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping strip, divided by a 4-foot wide meandering sidewalk, along the west side of Mills Avenue from the project's southern boundary on Mills Avenue to the intersection of Wyndham Way, approximately 590 linear feet.
- B. A masonry wall and 13.5' wide landscaping strip, divided by a 4-foot wide meandering sidewalk, along the north side of Harney Lane at the back of lots 69-77 of Legacy Estates II, approximately 525 linear feet.
- C. Street parkway trees located within the public street within the District Zone 5 boundary.
- D. Public park land area of 1.31 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

The facilities within Kirst Estates of Zone 5, of the District, that will be operated, serviced, maintained and improved are generally described as follows:

- A. Street parkway trees located within the public street within the District Zone 5 boundary.
- B. Public park land area of 0.06 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 5 consists of a 77-lot-residential development (Legacy Estates I), a 140-lot residential development (Legacy Estates II) and a 6-lot residential development (Kirst Estates) located in the southwestern portion of the City of Lodi. Each lot benefits equally from the facilities within Zone 5. Zone 5 includes 223 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for Zone 5 was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by Zone 5 shall be filed with the City of Lodi and will be incorporated into this report by reference.

### **3.6 Description of Facilities for Zone 6**

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Zone 6 is comprised of the Villas; the facilities within Zone 6 of the District that will be operated serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 8.5' wide landscaping area along the east side of Panzani Way from the project's south boundary to the intersection of Porta Rosa Drive, approximately 120 linear feet.
- B. A masonry wall and 27.5 to 43.0-foot variable width landscaping strip, divided by a 4-foot wide meandering sidewalk, along the north side of Harney Lane from Panzani Way to the frontage road, approximately 425 linear feet.
- C. A masonry wall and 15.0 to 44.0-foot variable width landscaping strip, divided by a 4-foot wide meandering sidewalk, along the west of the frontage road and the east side of San Martino Way from Harney Lane to the project's north boundary, approximately 700 linear feet.
- D. Ten 24-foot wide, common access driveways dispersed throughout the residential area, approximately 1200 linear feet.
- E. Parcel B, between lots 1 and 50, a variable width landscaping strip, approximately 250 linear feet.
- F. Street parkway trees located within the public street within the District Zone 6 boundary.
- G. Public park land area of 0.75 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 6 consists of an 80-lot residential development located in the southeastern portion of the City of Lodi.

Zone 6 includes 80 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for The Villas was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by Zone 6 shall be filed with the City of Lodi and will be incorporated into this report by reference.

### **3.7 Description of Facilities for Zone 7**

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Zone 7 is comprised of Woodlake Meadow; the facilities within Zone 7 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Public park land area of 0.05 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per one thousand persons served.

Zone 7 consists of a 5-lot residential development located in the northwestern portion of the City of Lodi.

Zone 7 includes 5 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Woodlake Meadow Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Woodlake Meadow Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### **3.8 Description of Facilities for Zone 8**

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Zone 8 is comprised of the Vintage Oaks subdivision and the adjacent parcel to the north (APN 058-230-05); the facilities within Zone 8 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping strip, including a 4-foot wide sidewalk, extending north and south of the future Vintage Oaks Court along the east side of S. Lower Sacramento Road for a total distance of approximately 252 linear feet.
- B. A 9.5' wide landscaping strip in the east half of the Lower Sacramento Road median, west of the District Zone 8 boundary.
- C. Street parkway trees located within the public street (Vintage Oaks Court) within the District Zone 8 boundary.
- D. Public park land area of 0.15895 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 8 consists of a 15-lot low-density residential development (Vintage Oaks) and a 2-lot low-density residential development (APN 058-230-05) bounded by DeBenedetti Park (APN 058-230-05) to the North, the Sunnyside Estates development to the South, Ellerth E. Larson Elementary School to the East and Lower Sacramento Road to the West.

Zone 8 includes 17 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Vintage Oaks Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Vintage Oaks Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### **3.9 Description of Facilities for Zone 9**

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Zone 9 is comprised of the Interlake Square subdivision; the facilities within Zone 9 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Street parkway trees located within the public rights-of-way of School Street and Park Street within the District Zone 9 boundary.



- B. Public park land area of 0.10285 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 9 consists of an 11-lot low-density residential development (Interlake Square) located north of Park Street, generally south of Sierra Vista Place, east of South School Street and generally west of Sacramento Street.

Zone 9 includes 11 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Interlake Square Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Interlake Square Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### ***3.10 Description of Facilities for Zone 10***

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Zone 10 is comprised of the Lakeshore Properties subdivision; the facilities within Zone 10 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Public park land area of 0.06545 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per one thousand persons served.

Zone 10 consists of a 7-lot low-density residential development (Lakeshore Properties) located on the southwest corner of the Lakeshore Drive/Tienda Drive intersection within the City of Lodi.

Zone 10 includes 7 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Lakeshore Properties Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Lakeshore Properties Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### ***3.11 Description of Facilities for Zone 11***

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Zone 11 is comprised of the Tate Property development; the facilities within Zone 11 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. A masonry wall and 13.5' wide landscaping strip, divided by a 4-foot wide meandering sidewalk, along the north side of Harney Lane, immediately east of Legacy Way, approximately 140 linear feet.

- B. Street parkway trees located within the public street (Legacy Way) within the District Zone 11 boundary.
- C. Public park land area of 0.06545 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per thousand persons served.

Zone 11 consists of a 7-lot low-density residential development located in the northeast corner of the Harney Lane/Legacy Way intersection within the City of Lodi. Upon recordation, the description of each lot or parcel shall be assigned an Assessor's Parcel Number and become part of the records of the County Assessor of the County of San Joaquin and such records are, by reference, made part of this Report.

Zone 11 includes 7 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Tate Property Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Tate Property Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### ***3.12 Description of Facilities for Zone 12***

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Zone 12 is comprised of the Winchester Woods subdivision; the facilities within Zone 12 of the District that will be operated, serviced, maintained and improved are generally described as follows:

- A. Public park land area of 0.0612 acres in size equivalent to the current level of service standard for park area within the City of 3.4 acres per one thousand persons served.

Zone 12 consists of an 8-lot medium-density residential development located generally south of Wimbledon Drive, east of The Oaks apartment complex (APN 060-220-29) and west of Winchester Drive in the southeasterly portion of the City of Lodi.

Zone 12 includes 8 Dwelling Unit Equivalents.

In compliance with Proposition 218, an Assessment Ballot procedure for the Winchester Woods Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Winchester Woods Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

### **3.13 Description of Facilities for Zone 13**

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Zone 13 (Guild Avenue Industrial) is comprised of 8 industrial parcels; the facilities within Zone 13 of the Lodi Consolidated Landscape Maintenance District No. 2003-1 that will be operated, serviced, maintained and improved are generally described as follows:

- A. A traffic signal at the intersection of Highway 12 (Victor Road) and Guild Avenue.
- B. A 15.0 foot irrigated, landscaped strip in a 16.0 foot median in Victor Road (Highway 12) south of the Zone 13 boundary, extending west from the current City limits for a distance of 700 feet.
- C. A 28.5 foot irrigated landscape strip on the north side of Victor Road (Highway 12), extending westerly from the current City limits to 231 feet west of the Guild Avenue intersection centerline and having a total length of 1,485 feet.
- D. Street sweeping along the north and south side of Victor Road (Highway 12) and along the median and curbing from 231 feet west of the Guild Avenue intersection centerline to the current City limits.

Zone 13 consists of 8 industrial parcels located on Guild Avenue, north of Lockeford Street. The benefit from facilities within Zone 13 for each lot has been determined based on an acreage basis. Zone 13 includes 95.28 Dwelling Unit Equivalents (DUE).

In compliance with Proposition 218, an Assessment Ballot procedure for the Guild Avenue Industrial Zone was held and ballots were tabulated at a public hearing where the property owners approved the new assessment. As this project is developed, plans and specifications for the amenity improvements to be maintained by the funds generated by the Guild Avenue Industrial Zone shall be filed with the City of Lodi and will be incorporated into this report by reference.

All of the preceding special benefits contribute to a specific enhancement and desirability to each of the assessed parcels within the District/Zone, and thereby provide a special enhancement of property values.

***During the installation period for each Zone within the Lodi Consolidated Landscape Maintenance District No. 2003-1, the installer of the improvements will maintain the new improvements until the following June 30, or such time as funds are available for maintenance, at which time the new areas shall be incorporated into the areas already being maintained by the District.***

## **4. METHOD OF APPORTIONMENT**

### **4.1 Method of Apportionment**

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Pursuant to the 1972 Act the costs (assessments) of the District are apportioned by a formula or method that fairly distributes the net amount to be assessed among all parcels in proportion to benefits received from the improvements. The provisions of Article XIII C and XIII D of the California Constitution (Proposition 218) require the agency to separate the general benefit from special benefit, whereas only special benefits may be assessed.

#### **IMPROVEMENT BENEFIT FINDINGS**

The annual assessments outlined in the Budget section of this Report are proposed to cover the estimated costs to provide all necessary service, operation, administration and maintenance within the District, by Zone. It has been determined that each assessable parcel within the District receives proportional special benefits from the improvements. All improvements to be maintained and funded through annual assessments were constructed and installed in connection with the development of properties within the District, and each parcel's close and relatively similar proximity to the improvements makes each parcel's special benefit from the improvements similar and proportionate. All the lots and parcels that receive special benefit from the improvements are included within the District.

#### **SPECIAL BENEFITS**

The method of apportionment (method of assessment) is based on the premise that each of the assessed parcels within the District receives special benefit from the improvements maintained and financed by District assessments. Specifically, the assessments associated with each Zone are outlined, by Zone, in Section 3 of this Report.

#### **DESCRIPTION OF THE METHOD OF APPORTIONMENT**

The District provides operation, service and maintenance to all the specific local improvements and associated appurtenances located within the public right-of-ways in each of the various Zones throughout the District. The annual assessments are based on the historical and estimated cost to operate, to service and to maintain the improvements that provide a special benefit to properties within the District and Zones. The various improvements within each Zone are identified and budgeted separately, including all expenditures, deficits, surpluses, revenues, and reserves.

The assessments outlined in this section represent the proportionate special benefit to each property within the District and the basis of calculating each parcel's proportionate share of the annual costs associated with the District/Zone improvements. The costs associated with the maintenance and operation of special benefit improvements shall be collected through annual assessments from each parcel receiving such benefit. The funds collected shall be dispersed and used for only the services and operation provided to the District.

The basis of determining each parcel's special benefit utilizes a weighting formula commonly known as a Dwelling Unit Equivalent (DUE). The developed single-family residential parcel is used as the base unit for calculation of assessments and is defined as one (1.00) DUE. All other property types are assigned a DUE that reflects their proportional special benefit from the improvements as compared to the single-family residential parcel (weighted comparison).

To determine the DUE for commercial or office parcels, and multiple-residential (greater than 3 units) parcels, a Benefit Unit Factor (BUF) is assigned to each property type. This BUF multiplied by the

parcel's specific acreage determines the parcel's specific DUE. For those commercial or office parcels that are less than 7.5 acres, the corresponding BUF is multiplied by a minimum acreage of 7.5 acres. For those non-residential parcels that are greater than 15.00 acres the corresponding BUF is multiplied by a maximum of 15.00 acres. To determine the dueF for industrial parcels, a Benefit Unit Factor (BUF) is assigned to each property type. This BUF multiplied by the parcel's specific acreage determines the parcel's specific dueF. Industrial parcels have been assigned a BUF of 4.00 per acre. The following table provides a listing of the various land use types and the corresponding BUF used to calculate a parcel's dueF and proportionate benefit:

## 4.2 Land Use Benefit Factors

PROPERTY TYPE LAND USE	ASSIGNED BENEFIT UNIT FACTOR
Single Family Residential	1.00 per Unit
Multiple Family Residential (duplex)	2.00 per Unit
Multiple Family Residential (greater than 3 units)	5.00 per Acre
Commercial or Office	
For the First 7.5 Acres	5.00 per Acre
For the Next 7.5 Acres	2.50 per Acre
For All Acreage Over 15 Acres	1.25 per Acre
Industrial	4.00 per Acre
Exempt	0.00
Other Uses	The DUE Will Be Established As Required

**Exempt** – Certain parcels, by reason of use, size, shape or state of development, may be assigned a zero DUE which will consequently result in a zero assessment for those parcels for that fiscal year. All parcels having such a zero DUE for the previous fiscal year shall annually be reconsidered to determine if the reason for assigning the zero DUE is still valid for the next fiscal year. Parcels which may be expected to have a zero DUE assigned are typically parcels which are all, or nearly all, publicly landscaped, parcels in public ownership, parcels owned by a public utility company and/or used for public utilities, public parks, public schools, and remainder parcels too small or narrow for reasonable residential or commercial use, unless actually in use.

**Area Adjustments** – Parcels which have an assessment determined by area and which have a portion of the parcel occupied by public or public utility uses separate from the entitled use and located in easements, prior to the multiplication by the DUE, shall have the area of the parcel adjusted to a usable area to reflect the loss or partial loss of the entitled use in those areas. This reduction shall not apply for normal peripheral and interior lot line public utility easements generally existing over the whole subdivision.

As noted previously, the District is divided into Zones. These Zones encompass specific developments where the properties receive a direct and special benefit from the operation, service and maintenance of those improvements. The basis of benefit and proportionate assessment for all properties within the District is established by each parcel's calculated DUE and their proportionate share of the improvement costs based on their proportionate DUE within the Zone. The method used to calculate the assessments for each Zone is as follows:

$$\text{Total Balance to Levy} / \text{Total DUEs} = \text{Levy per DUE (Levy Rate)}$$

$$\text{Parcel's DUEs} \times \text{Levy per DUE (Levy Rate)} = \text{Parcel Levy Amount}$$

### ASSESSMENT RANGE FORMULA

Any new or increased assessments require certain noticing and meeting requirements by law. Prior to the passage of Proposition 218, legislative changes in the Brown Act defined the definition of “new or increased assessment” to exclude certain conditions. These conditions included “any assessment that does not exceed an assessment formula or range of assessments previously adopted by the agency or approved by the voters in the area where the assessment is imposed.” This definition and conditions were later confirmed through SB919 (Proposition 218 implementing legislation).

The purpose of establishing an assessment range formula is to provide for reasonable increases and inflationary adjustments to annual assessments without requiring costly noticing and mailing procedures, which could add to the District costs and assessments. As part of the District’s proposed assessment for Fiscal Year 2003/04, Fiscal Year 2004/05, Fiscal Year 2005/06 and Fiscal Year 2007/08, balloting of property owners was required, pursuant to Proposition 218. The property owner ballots included an assessment to be approved, as well as the approval of an assessment range formula. Property owners within the District approved the proposed assessment and the assessment range formula.

The assessment range formula shall be applied to all future assessments within the District. Generally, if the proposed annual assessment (levy per unit or rate) for the current fiscal year is less than or equal to the “Maximum Assessment” (or “Adjusted Maximum Assessment”), then the proposed annual assessment is not considered an increased assessment. The Maximum Assessment is equal to the initial Assessment approved by property owners adjusted annually by the following criteria:

1. Beginning in the second fiscal year (Fiscal Year 2004/05, Fiscal Year 2005/06 and Fiscal Year 2008/09, and each fiscal year thereafter, the Maximum Assessment will be recalculated annually.
2. The new adjusted Maximum Assessment for the year represents the prior year’s Maximum Assessment adjusted by the greater of:
  - (a) Five percent (5.0%); or,
  - (b) The annual increase in the Consumer Price Index (CPI).

Each year the annual increase in the CPI shall be computed. The increase in CPI is the percentage difference between the CPI of December, 2006 and the CPI for the previous December as provided and established by the Bureau of Labor Statistics (FY 2007/08 CPI increase is 3.44%). This percentage difference (annual difference) shall then establish the allowed increase based on CPI. The Consumer Price Index used shall be based on the CPI established by the Bureau of Labor Statistics for all urban consumers for the San Francisco-Oakland-San Jose Area. Should the Bureau of Labor Statistics revise such index or discontinue the preparation of such index, the City shall use the revised index or comparable system as approved by the City Council for determining fluctuations in the cost of living.

If CPI is less than five percent (5.0%), then the allowable adjustment to the Maximum Assessment is five percent. If CPI is greater than five percent (5.0%), then the allowable adjustment to the Maximum Assessment is based on CPI. The Maximum Assessment is adjusted annually and is calculated independent of the District’s annual budget and proposed annual assessment. Any proposed annual assessment (rate per levy unit) less than or equal to this Maximum Assessment is not considered an increased assessment, even if the proposed assessment is greater than the assessment applied in the prior fiscal year.

The following table illustrates how the assessment range formula shall be applied. For example, if the percentage change in CPI is greater than five percent (5.0%), as in Example 1, then the percentage adjustment to the Maximum Assessment will be by CPI. If the percentage change in CPI is less than five percent (5.0%), as in Example 2, then the percentage adjustment to the Maximum Assessment will be five percent (5.0%).

### Examples of Percentage Increases

Example	CPI Calculated Percentage Increase	Standard 5% Increase	Maximum % Increase Without Re- Balloting	Prior Years Maximum Rate Per DUE	Allowed Adjustment Per DUE	Allowed New Maximum Rate Per DUE
1	5.25%	5.00%	5.25%	\$403.00	21.16	\$424.16
2	3.44%	5.00%	5.00%	\$403.00	20.15	\$423.15

As previously illustrated, the Maximum Assessment will be recalculated and adjusted annually. However, the City Council may reduce or freeze the Maximum Assessment at any time by amending the Engineer's Annual Report.

Although the Maximum Assessment will normally increase each year, the actual District assessments may remain virtually unchanged. The Maximum Assessment adjustment is designed to establish a reasonable limit on District assessments. The Maximum Assessment calculated each year does not require or facilitate an increase to the annual assessment and neither does it restrict assessments to the adjustment maximum amount. If the budget and assessments for the fiscal year does not require an increase, or the increase is less than the adjusted Maximum Assessment, then the required budget and assessment may be applied without additional property owner balloting. If the budget and assessments calculated requires an increase greater than the adjusted Maximum Assessment then the assessment is considered an increased assessment. To impose an increased assessment the City Council must comply with the provisions of Proposition 218 (Article XIID Section 4c of the California Constitution). Proposition 218 requires a public hearing and certain protest procedures including mailed notice of the public hearing and property owner protest balloting. Property owners through the balloting process must approve the proposed assessment increase. If the proposed assessment is approved, then a new Maximum Assessment is established for the District. If the proposed assessment is not approved, the City Council may not levy an assessment greater than the adjusted Maximum Assessment previously established for the District.

## **5. ESTIMATE OF COSTS**

### **5.1 Description of Budget Items**

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The following items make up the Estimate of Costs used in determining the Annual Assessments of the District. The specific Zones within the District are shown in Section 3 of this Report. Definitions of maintenance items, words and phrases are shown below:

*Fiscal Year* – One year period of time beginning July 1<sup>st</sup> of a given year and ending June 30<sup>th</sup> of the following year.

*Landscape Maintenance Labor* – The estimated cost of labor necessary for maintaining and servicing the trees, shrubs, turf and ground cover areas within the District.

*Maintenance Materials & Supplies* – The estimated cost of materials necessary for maintaining, cleaning and servicing the landscaped areas and parklands within the District.

*Irrigation Water* – The cost of water used for irrigating the landscaping improvements of the District.

*Utilities* – The cost of electricity used for irrigation within the District.

*Equipment Maintenance & Operation* – The cost of materials and labor necessary for maintaining, repairing, and operating equipment (includes vehicles, benches, playground equipment, graffiti and litter removal, etc.) used for all aspects of maintenance in the District.

*Maintenance Personnel* – The estimated cost for District personnel to perform maintenance duties within the District.

*Contract Maintenance* – The estimated cost to perform contracted maintenance duties within the District.

*Consultants* – Costs associated with outside consultant fees in order to comply with Assessment Law and placement of assessment onto the San Joaquin County Tax Roll each year.

*County Administration* – Costs of the County of San Joaquin related to the placement of assessments on the tax roll each year.

*Insurance* – The estimated costs to provide insurance for District personnel and staff.

*Reserves/Contingencies* – An amount of 50% of the maintenance costs may be included to build a Reserve and Contingency Fund. The Landscaping and Lighting Act of 1972, Part 2, Division 15 of the Streets and Highways Code of the State of California, commencing with Section 22500, allows the District assessments to "...include a reserve which shall not exceed the estimated costs of maintenance and servicing to December 10 of the fiscal year, or whenever the city expects to receive its apportionment of special assessments and tax collections from the county, whichever is later."

*Total Parcels* – Represents the total number of parcels physically within the District/Zone boundaries.

*Total Dwelling Unit Equivalents* – Dwelling Unit Equivalent (DUE) is a numeric value calculated for each parcel based on the parcel's land use. The DUE shown in the District/Zone budget represents the sum total of all parcels' DUE that receive benefit from the improvements. Refer to Section III for a more complete description of DUE.



*Levy per DUE* – This amount represents the rate being applied to each parcel's individual DUE. The Levy per Dwelling Unit Equivalent, is the result of dividing the total Balance to Levy, by the sum of the District DUEs, for the Fiscal Year. This amount is always rounded down to the nearest even penny for tax bill purposes.

## 5.2 District Budget

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### Zone 1 – Almondwood Estates Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$8,029.00
MASONRY BLOCK WALLS:		500.00
STREET TREES:		2,436.39
PARK MAINTENANCE:		8,422.93
ADMINISTRATION COSTS:		3,644.00
<b>BUDGET TOTAL</b>		<b>\$23,032.32</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>\$2,500.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$34,521.88</b>	<b>\$25,532.32</b>

### Zone 2 – Century Meadows One Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$9,451.00
MASONRY BLOCK WALLS:		500.00
STREET TREES:		6,343.00
PARK MAINTENANCE:		15,138.50
ADMINISTRATION COSTS:		4,875.00
<b>BUDGET TOTAL</b>		<b>\$36,307.50</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>3,500.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$46,958.41</b>	<b>\$39,807.50.</b>

### Zone 3 – Millsbridge II Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$652.52
MASONRY BLOCK WALLS:		0.00
STREET TREES:		1,323.21
PARK MAINTENANCE:		4,702.00
ADMINISTRATION COSTS:		1,692.00
<b>BUDGET TOTAL</b>		<b>\$8,369.73</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>500.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$14,208.36</b>	<b>\$8,869.73</b>

### Zone 4 – Almond North Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$1,433.00
MASONRY BLOCK WALLS:		0.00
STREET TREES:		882.14
PARK MAINTENANCE:		3,869.99
ADMINISTRATION COSTS:		1,692.00
<b>BUDGET TOTAL</b>		<b>\$7,877.13</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>\$500.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$12,712.80</b>	<b>\$8,377.13</b>

### Zone 5 – Legacy I, Legacy II & Kirst Estates Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$13,665.00
MASONRY BLOCK WALLS:		500.00
STREET TREES:		8,443.33
PARK MAINTENANCE:		25,382.60
ADMINISTRATION COSTS:		7,650.00
<b>BUDGET TOTAL</b>		<b>\$55,640.93</b>
<b>CONTRIBUTION FROM RESERVES:</b>		0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b>\$3,500.00</b>
<b>BALANCE TO LEVY:</b>	<b>\$59,374.59</b>	<b>\$59,140.93</b>

### Zone 6 – The Villas Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$13,238.00
MASONRY BLOCK WALLS:		800.00
STREET TREES:		1,680.27
PARK MAINTENANCE:		9,105.87
ADMINISTRATION COSTS:		3,769.00
<b>BUDGET TOTAL</b>		<b>\$28,593.14</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<b>\$4,000.00</b>
<b>BALANCE TO LEVY:</b>	<b>\$48,527.64</b>	<b>\$32,593.14</b>

### Zone 7 – Woodlake Meadow Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$56.91
MASONRY BLOCK WALLS:		0.00
STREET TREES:		0.00
PARK MAINTENANCE:		569.12
ADMINISTRATION COSTS:		224.00
<b>BUDGET TOTAL</b>		<b>\$850.03</b>
<b>CONTRIBUTION FROM RESERVES:</b>		\$0.00
<b>CONTRIBUTION TO RESERVES:</b>		<u><b>0.00</b></u>
<b>BALANCE TO LEVY:</b>	<b>\$1,001.33</b>	<b>\$850.03</b>

### Zone 8 – Vintage Oaks Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$3,352.00
MASONRY BLOCK WALLS:		300.00
STREET TREES:		483.08
PARK MAINTENANCE:		1,583.18
ADMINISTRATION COSTS:		<u>702.00</u>
<b>BUDGET TOTAL</b>		<b>\$6,420.26</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<u><b>1,000.00</b></u>
<b>BALANCE TO LEVY:</b>	<b>\$7,438.20</b>	<b>\$7,420.26</b>

### Zone 9 – Interlake Square

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$125.54
MASONRY BLOCK WALLS:		0.00
STREET TREES:		231.04
PARK MAINTENANCE:		1,024.41
ADMINISTRATION COSTS:		<u>550.00</u>
<b>BUDGET TOTAL</b>		<b>\$1,930.99</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>0.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$2,291.10</b>	<b>\$1,930.99</b>

### Zone 10 – Lakeshore Properties Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$65.19
MASONRY BLOCK WALLS:		0.00
STREET TREES:		0.00
PARK MAINTENANCE:		651.90
ADMINISTRATION COSTS:		<u>253.00</u>
<b>BUDGET TOTAL</b>		<b>\$970.09</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>0.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$1,224.30</b>	<b>\$970.09</b>

### Zone 11 – Tate Property Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$477.00
MASONRY BLOCK WALLS:		50.00
STREET TREES:		105.02
PARK MAINTENANCE:		651.90
ADMINISTRATION COSTS:		<u>253.00</u>
<b>BUDGET TOTAL</b>		<b>\$1,536.92</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>275.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$1,819.65</b>	<b>\$1,811.92</b>

### Zone 12 – Winchester Woods Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$74.50
MASONRY BLOCK WALLS:		0.00
STREET TREES:		0.00
PARK MAINTENANCE:		745.03
ADMINISTRATION COSTS:		<u>272.00</u>
<b>BUDGET TOTAL</b>		<b>\$1,091.53</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>0.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$1,228.50</b>	<b>\$1,091.53</b>

### Zone 13 – Guild Avenue Industrial Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS</b>		
LANDSCAPE:		\$4,632.00
TRAFFIC SIGNALS:		0.00
STREET SWEEPING:		0.00
ADMINISTRATION COSTS:		<u>634.00</u>
<b>BUDGET TOTAL</b>		<b>\$5,266.00</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES:</b>		<b><u>48.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$9,107.00</b>	<b>\$5,314.00</b>

### Total District Budget

ACCOUNT DESCRIPTION	MAXIMUM ASSESSMENT	2007/08 BUDGET
<b>OPERATION COSTS <sup>(1)</sup></b>		
LANDSCAPE:		\$55,251.66
MASONRY BLOCK WALLS:		2,650.00
STREET TREES:		21,927.48
PARK MAINTENANCE:		71,847.43
ADMINISTRATION COSTS: <sup>(2)</sup>		26,210.00
<b>BUDGET TOTAL</b>		<b>\$177,886.57</b>
<b>CONTRIBUTION FROM RESERVES:</b>		<b>\$0.00</b>
<b>CONTRIBUTION TO RESERVES: <sup>(3)</sup></b>		<b><u>15,823.00</u></b>
<b>BALANCE TO LEVY:</b>	<b>\$240,413.75</b>	<b>\$193,709.57</b>

<sup>(1)</sup> Includes landscape maintenance, repair, replacement, water and electricity costs.

<sup>(2)</sup> Includes Consultants, City & County administration, publication costs and contingency.

<sup>(3)</sup> Includes landscape and masonry wall replacement costs.



### **5.3 Landscape & Wall Reserve Information**

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#### ***Zone 1 Landscape & Wall Reserve Information***

<b>DESCRIPTION</b>	<b>AMOUNT</b>
Landscape Reserve Beginning Balance– June 30, 2007	\$1,100.00
Contribution to Landscape Reserve	1,000.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$2,100.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$8,000.00
Contribution to Wall Reserve	1,500.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$9,500.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$11,600.00</b>

#### ***Zone 2 Landscape & Wall Reserve Information***

<b>DESCRIPTION</b>	<b>AMOUNT</b>
Landscape Reserve Beginning Balance– June 30, 2007	\$1,500.00
Contribution to Landscape Reserve	\$1,500.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$3,000.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$9,000.00
Contribution to Wall Reserve	2,000.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$11,000.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$14,000.00</b>

#### ***Zone 3 Landscape Reserve Information***

<b>DESCRIPTION</b>	<b>AMOUNT</b>
Landscape Reserve Beginning Balance – June 30, 2007	\$500.00
Contribution to Landscape Reserves	500.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$1,000.00</b>

***Zone 4 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance – June 30, 2007	\$0.00
Contribution to Landscape Reserves	500.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$500.00</b>

***Zone 5 Landscape & Wall Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$1,700.00
Contribution to Landscape Reserve	3,000.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$4,700.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$3,000.00
Contribution to Wall Reserve	500.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$3,500.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$8,200.00</b>

***Zone 6 Landscape & Wall Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$800.00
Contribution to Landscape Reserve	1,500.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$2,300.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$7,100.00
Contribution to Wall Reserve	2,500.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$9,600.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$11,900.00</b>

***Zone 7 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance – June 30, 2007	0.00
Contribution to Landscape Reserves	0.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>

***Zone 8 Landscape & Wall Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$990.00
Contribution to Landscape Reserve	500.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$1,490.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$635.00
Contribution to Wall Reserve	500.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$1,135.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$2,625.00</b>

***Zone 9 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance – June 30, 2007	\$0.00
Contribution to Landscape Reserves	0.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>

***Zone 10 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance – June 30, 2007	\$0.00
Contribution to Landscape Reserves	0.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>

***Zone 11 Landscape & Wall Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$39.00
Contribution to Landscape Reserve	275.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$314.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$98.00
Contribution to Wall Reserve	0.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$98.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$412.00</b>

***Zone 12 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance – June 30, 2007	\$0.00
Contribution to Landscape Reserves	0.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$0.00</b>

***Zone 13 Landscape Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$0.00
Contribution to Landscape Reserve	48.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$48.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$48.00</b>

***Total District Landscape & Wall Reserve Information***

DESCRIPTION	AMOUNT
Landscape Reserve Beginning Balance– June 30, 2007	\$6,629.00
Contribution to Landscape Reserve	8,823.00
<b>LANDSCAPE RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$15,452.00</b>
Wall Reserve Beginning Balance– June 30, 2007	\$27,833.00
Contribution to Wall Reserve	7,000.00
<b>WALL RESERVE ENDING BALANCE – JUNE 30, 2008</b>	<b>\$34,833.00</b>
<b>CONTRIBUTION FROM RESERVES</b>	<b>\$0.00</b>
<b>TOTAL RESERVES ENDING BALANCE – JUNE 30, 2008</b>	<b>\$50,285.00</b>

## **6. ASSESSMENT DIAGRAMS**

Assessment Diagrams for the City of Lodi Consolidated Landscape Maintenance Assessment District No. 2003-1 have been submitted to the City Clerk in the format required under the provisions of the Act and, by reference, are made part of this Report.

## ***7. PARCEL LISTING***

The parcel listing of assessments is provided on the following pages by Zone. The description of each lot or parcel as part of the records of the County Assessor of the County of San Joaquin are, by reference, made part of this Report.

**CITY OF LODI**  
**ALMONDWOOD ESTATES - ZONE 1**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	062-610-010-000	SFR	n/a	1.00	\$444.30	\$443.38	\$466.53	\$466.52	\$345.03	\$345.02
2	062-610-020-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
3	062-610-030-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
4	062-610-040-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
5	062-610-050-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
6	062-610-060-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
7	062-610-070-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
8	062-610-080-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
9	062-610-090-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
10	062-610-100-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
11	062-610-110-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
12	062-610-120-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
13	062-610-130-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
14	062-610-140-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
15	062-610-150-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
16	062-610-160-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
17	062-610-170-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
18	062-610-180-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
19	062-610-190-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
20	062-610-200-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
21	062-610-210-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
22	062-610-220-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
23	062-610-230-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
24	062-610-240-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
25	062-610-250-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
26	062-610-260-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
27	062-610-270-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
28	062-610-280-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
29	062-610-290-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
30	062-610-300-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
31	062-610-310-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
32	062-610-320-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
33	062-610-330-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
34	062-610-340-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
35	062-610-350-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
36	062-610-360-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
37	062-610-370-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
38	062-610-380-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
39	062-610-390-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
40	062-610-400-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
41	062-620-010-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
42	062-620-020-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
43	062-620-030-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
44	062-620-040-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
45	062-620-050-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
46	062-620-060-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
47	062-620-070-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
48	062-620-080-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
49	062-620-090-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
50	062-620-100-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
51	062-620-110-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02
52	062-620-120-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	345.02



**CITY OF LODI**  
**ALMONDWOOD ESTATES - ZONE 1**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
53	062-620-130-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
54	062-620-140-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
55	062-620-150-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
56	062-620-160-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
57	062-620-170-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
58	062-620-180-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
59	062-620-190-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
60	062-620-200-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
61	062-620-210-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
62	062-620-220-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
63	062-620-230-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
64	062-620-240-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
65	062-620-250-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
66	062-620-260-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
67	062-620-270-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
68	062-620-280-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
69	062-620-290-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
70	062-620-300-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
71	062-620-310-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
72	062-620-320-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
73	062-620-330-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
74	062-620-340-000	SFR	n/a	1.00	444.30	443.38	466.53	466.52	345.03	<b>345.02</b>
<b>Total 74 PARCELS</b>				<b>74</b>	<b>\$32,878.20</b>	<b>\$32,810.12</b>		<b>\$34,522.48</b>		<b>\$25,531.48</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI**  
**CENTURY MEADOWS ONE - ZONE 2**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	058-520-010-000	SFR	n/a	1.00	\$336.26	\$334.86	\$353.07	\$353.06	\$299.30	<b>\$299.30</b>
2	058-520-020-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
3	058-520-030-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
4	058-520-040-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
5	058-520-050-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
6	058-520-060-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
7	058-520-070-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
8	058-520-080-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
9	058-520-090-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
10	058-520-100-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
11	058-520-110-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
12	058-520-120-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
13	058-520-130-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
14	058-520-140-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
15	058-520-150-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
16	058-520-160-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
17	058-520-170-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
18	058-520-180-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
19	058-520-190-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
20	058-520-200-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
21	058-520-210-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
22	058-520-220-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
23	058-520-230-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
24	058-520-240-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
25	058-520-250-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
26	058-520-260-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
27	058-520-270-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
28	058-520-280-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
29	058-520-290-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
30	058-520-300-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
31	058-520-310-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
32	058-520-320-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
33	058-520-330-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
34	058-520-340-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
35	058-520-350-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
36	058-520-360-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
37	058-520-370-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
38	058-520-380-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
39	058-520-390-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
40	058-520-400-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
41	058-520-410-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
42	058-520-420-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
43	058-520-430-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
44	058-520-440-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
45	058-520-450-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
46	058-520-460-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
47	058-520-470-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
48	058-520-480-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
49	058-520-490-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
50	058-520-500-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
51	058-520-510-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
52	058-520-520-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>

**CITY OF LODI**  
**CENTURY MEADOWS ONE - ZONE 2**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
53	058-520-530-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
54	058-520-540-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
55	058-520-550-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
56	058-520-560-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
57	058-520-570-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
58	058-520-590-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
59	058-520-600-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
60	058-520-610-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
61	058-520-620-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
62	058-520-630-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
63	058-520-640-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
64	058-520-650-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
65	058-580-010-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
66	058-580-020-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
67	058-580-030-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
68	058-580-040-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
69	058-580-050-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
70	058-580-060-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
71	058-580-070-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
72	058-580-080-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
73	058-580-090-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
74	058-580-100-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
75	058-580-110-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
76	058-580-120-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
77	058-580-130-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
78	058-580-140-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
79	058-580-150-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
80	058-580-160-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
81	058-580-170-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
82	058-580-180-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
83	058-580-190-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
84	058-580-200-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
85	058-580-210-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
86	058-580-220-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
87	058-580-230-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
88	058-580-240-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
89	058-580-250-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
90	058-580-260-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
91	058-580-270-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
92	058-580-280-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
93	058-580-290-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
94	058-580-300-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
95	058-580-310-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
96	058-580-320-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
97	058-580-330-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
98	058-580-340-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
99	058-580-350-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
100	058-580-360-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
101	058-580-370-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
102	058-580-380-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
103	058-580-390-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30
104	058-580-400-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	299.30

**CITY OF LODI  
CENTURY MEADOWS ONE - ZONE 2  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
105	058-580-410-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
106	058-580-420-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
107	058-580-430-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
108	058-580-440-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
109	058-580-450-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
110	058-580-460-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
111	058-580-470-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
112	058-580-480-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
113	058-580-490-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
114	058-580-500-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
115	058-580-510-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
116	058-580-520-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
117	058-580-530-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
118	058-580-540-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
119	058-580-550-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
120	058-580-560-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
121	058-580-570-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
122	058-580-580-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
123	058-580-590-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
124	058-580-600-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
125	058-580-610-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
126	058-580-620-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
127	058-580-630-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
128	058-580-640-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
129	058-580-650-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
130	058-580-660-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
131	058-580-670-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
132	058-580-680-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
133	058-580-690-000	SFR	n/a	1.00	336.26	334.86	353.07	353.06	299.30	<b>299.30</b>
<b>Total</b>	<b>133 PARCELS</b>			<b>133</b>	<b>\$44,722.58</b>	<b>\$44,536.38</b>		<b>\$46,956.98</b>		<b>\$39,806.90</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI**  
**MILLSBRIDGE II - ZONE 3**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	031-040-140-000	SFR	n/a	1.00	\$356.10	\$217.64	\$355.20	\$355.20	\$216.74	<b>\$216.74</b>
2	031-040-150-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
3	031-040-380-000	DUPL	n/a	2.00	712.20	435.28	355.20	710.40	216.74	<b>433.48</b>
4	031-040-440-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
5	031-040-450-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
6	031-040-460-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
7	031-040-470-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
8	031-040-480-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
9	031-040-490-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
10	031-290-010-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
11	031-290-020-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
12	031-290-030-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
13	031-290-040-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
14	031-290-050-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
15	031-290-060-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
16	031-290-070-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
17	031-290-080-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
18	031-290-090-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
19	031-290-100-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
20	031-290-110-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
21	031-290-120-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
22	031-290-130-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
23	031-290-140-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
24	031-290-150-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
25	031-290-160-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
26	031-290-170-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
27	031-290-180-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
28	031-290-190-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
29	031-290-200-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
30	031-290-210-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
31	031-290-220-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
32	031-290-230-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
33	031-290-240-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
34	031-290-250-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
35	031-290-260-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
36	031-290-270-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
37	031-290-280-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
38	031-290-290-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
39	031-290-300-000	SFR	n/a	1.00	356.10	217.64	355.20	355.20	216.74	<b>216.74</b>
<b>Total</b>	<b>39 PARCELS</b>			<b>40</b>	<b>\$14,244.00</b>	<b>\$8,705.60</b>		<b>\$14,208.00</b>		<b>\$8,669.60</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
ALMOND NORTH - ZONE 4  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	062-630-010-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
2	062-630-020-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
3	062-630-030-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
4	062-630-040-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
5	062-630-050-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
6	062-630-060-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
7	062-630-070-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
8	062-630-080-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
9	062-630-090-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
10	062-630-100-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
11	062-630-110-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
12	062-630-120-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
13	062-630130-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
14	062-630-140-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
15	062-630-150-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
16	062-630-160-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
17	062-630-170-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
18	062-630-180-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
19	062-630-190-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
20	062-630-200-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
21	062-630-210-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
22	062-630-220-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
23	062-630-230-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
24	062-630-240-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
25	062-630-250-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
26	062-630-260-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
27	062-630-270-000	SFR	n/a	1.00	356.10	283.62	373.92	373.92	246.38	<b>246.38</b>
28	062-630-280-000	DUPL	n/a	2.00	712.20	567.24	373.92	747.84	246.38	<b>492.76</b>
<b>Total</b>	<b>28 PARCELS</b>			<b>34</b>	<b>\$12,107.40</b>	<b>\$9,643.08</b>		<b>\$12,713.28</b>		<b>\$8,376.92</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI**  
**LEGACY I, LEGACY II AND KIRST ESTATES - ZONE 5**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	058-540-010-000	SFR	n/a	1.00	\$253.58	\$253.58	\$266.25	\$266.24	\$265.20	<b>\$265.20</b>
2	058-540-020-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
3	058-540-030-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
4	058-540-040-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
5	058-540-050-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
6	058-540-060-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
7	058-540-070-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
8	058-540-080-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
9	058-540-090-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
10	058-540-100-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
11	058-540-110-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
12	058-540-120-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
13	058-540-130-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
14	058-540-140-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
15	058-540-150-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
16	058-540-160-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
17	058-540-170-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
18	058-540-180-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
19	058-540-190-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
20	058-540-200-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
21	058-540-210-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
22	058-540-220-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
23	058-540-230-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
24	058-540-240-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
25	058-540-250-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
26	058-540-260-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
27	058-540-270-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
28	058-540-280-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
29	058-540-290-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
30	058-540-300-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
31	058-540-310-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
32	058-540-320-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
33	058-540-330-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
34	058-540-340-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
35	058-540-350-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
36	058-540-360-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
37	058-540-370-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
38	058-540-380-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
39	058-540-390-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
40	058-540-400-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
41	058-540-410-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
42	058-540-420-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
43	058-540-430-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
44	058-540-440-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
45	058-540-450-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
46	058-540-460-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
47	058-540-470-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
48	058-540-480-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
49	058-540-490-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
50	058-540-500-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
51	058-540-510-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
52	058-540-520-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>

**CITY OF LODI**  
**LEGACY I, LEGACY II AND KIRST ESTATES - ZONE 5**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
53	058-540-530-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
54	058-540-540-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
55	058-540-550-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
56	058-540-560-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
57	058-540-570-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
58	058-540-580-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
59	058-540-590-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
60	058-540-600-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
61	058-540-610-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
62	058-540-620-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
63	058-540-630-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
64	058-540-640-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
65	058-540-650-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
66	058-540-660-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
67	058-540-670-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
68	058-540-680-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
69	058-540-690-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
70	058-540-700-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
71	058-540-710-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
72	058-540-720-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
73	058-540-730-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
74	058-540-740-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
75	058-540-750-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
76	058-540-760-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
77	058-540-770-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
78	058-560-010-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
79	058-560-020-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
80	058-560-030-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
81	058-560-040-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
82	058-560-050-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
83	058-560-060-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
84	058-560-070-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
85	058-560-080-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
86	058-560-090-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
87	058-560-100-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
88	058-560-110-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
89	058-560-120-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
90	058-560-130-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
91	058-560-140-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
92	585-600-150-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
93	058-560-160-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
94	058-560-170-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
95	058-560-180-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
96	058-560-190-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
97	058-560-200-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
98	058-560-210-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
99	058-560-220-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
100	058-560-230-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
101	058-560-240-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
102	058-560-250-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
103	058-560-260-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
104	058-560-270-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20



**CITY OF LODI**  
**LEGACY I, LEGACY II AND KIRST ESTATES - ZONE 5**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
105	058-560-280-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
106	058-560-290-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
107	058-560-300-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
108	058-560-310-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
109	058-560-320-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
110	058-560-330-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
111	058-560-340-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
112	058-560-350-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
113	058-560-360-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
114	058-560-370-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
115	058-560-380-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
116	585-600-390-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
117	058-560-400-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
118	058-560-410-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
119	058-560-420-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
120	058-560-430-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
121	058-560-440-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
122	058-560-450-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
123	058-560-460-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
124	058-560-470-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
125	058-560-480-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
126	058-560-490-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
127	058-560-500-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
128	058-560-510-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
129	058-560-520-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
130	058-560-530-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
131	058-560-540-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
132	058-560-550-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
133	058-560-560-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
134	058-560-570-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
135	058-560-580-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
136	058-560-590-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
137	058-560-600-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
138	058-560-610-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
139	058-560-620-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
140	058-560-630-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
141	058-560-640-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
142	058-560-650-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
143	058-560-660-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
144	058-560-670-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
145	058-560-680-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
146	058-560-690-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
147	058-560-700-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
148	058-560-710-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
149	058-560-720-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
150	058-560-730-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
151	058-560-740-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
152	058-560-750-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
153	058-570-010-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
154	058-570-020-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
155	058-570-030-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
156	058-570-040-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20

**CITY OF LODI**  
**LEGACY I, LEGACY II AND KIRST ESTATES - ZONE 5**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
157	058-570-050-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
158	058-570-060-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
159	058-570-070-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
160	058-570-080-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
161	058-570-090-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
162	058-570-100-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
163	058-570-110-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
164	058-570-120-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
165	058-570-130-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
166	058-570-140-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
167	058-570-150-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
168	058-570-160-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
169	058-570-170-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
170	058-570-180-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
171	058-570-190-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
172	058-570-200-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
173	058-570-210-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
174	058-570-220-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
175	005-857-023-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
176	058-570-240-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
177	058-570-250-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
178	058-570-260-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
179	058-570-270-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
180	058-570-280-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
181	058-570-290-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
182	058-570-300-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
183	058-570-310-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
184	058-570-320-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
185	058-570-330-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
186	058-570-340-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
187	058-570-350-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
188	058-570-360-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
189	058-570-370-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
190	058-570-380-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
191	058-570-390-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
192	058-570-400-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
193	058-570-410-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
194	058-570-420-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
195	058-570-430-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
196	058-570-440-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
197	058-570-450-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
198	058-570-460-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
199	058-570-470-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
200	058-570-480-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
201	058-570-490-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
202	058-570-500-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
203	058-570-510-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
204	058-570-520-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
205	058-570-530-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
206	058-570-540-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
207	058-570-550-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20
208	058-570-560-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	265.20

**CITY OF LODI**  
**LEGACY I, LEGACY II AND KIRST ESTATES - ZONE 5**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
209	058-570-570-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
210	058-570-580-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
211	058-570-590-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
212	058-570-600-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
213	058-570-610-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
214	058-570-620-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
215	058-570-630-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
216	058-570-640-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
217	058-570-650-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
218	058-600-010-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
219	058-600-020-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
220	058-600-030-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
221	058-600-040-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
222	058-600-050-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
223	058-600-060-000	SFR	n/a	1.00	253.58	253.58	266.25	266.24	265.20	<b>265.20</b>
<b>Total</b>	<b>223 PARCELS</b>			<b>223</b>	<b>\$56,548.34</b>	<b>\$56,548.34</b>		<b>\$59,371.52</b>	<b>\$59,139.60</b>	<b>\$59,139.60</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI**  
**THE VILLAS - ZONE 6**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	062-640-010-000	SFR	n/a	1.00	\$577.70	\$517.58	\$606.59	\$606.58	\$407.41	\$407.40
2	062-640-020-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
3	062-640-030-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
4	062-640-040-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
5	062-640-050-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
6	062-640-060-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
7	062-640-070-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
8	062-640-080-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
9	062-640-090-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
10	062-640-100-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
11	062-640-110-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
12	062-640-120-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
13	062-640-130-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
14	062-640-140-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
15	062-640-150-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
16	062-640-160-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
17	062-640-170-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
18	062-640-180-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
19	062-640-190-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
20	062-640-200-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
21	062-640-210-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
22	062-640-220-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
23	062-640-230-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
24	062-640-240-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
25	062-640-250-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
26	062-640-260-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
27	062-640-270-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
28	062-640-280-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
29	062-640-290-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
30	062-640-300-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
31	062-640-310-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
32	062-640-320-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
33	062-640-330-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
34	062-650-010-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
35	062-650-020-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
36	062-650-030-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
37	062-650-040-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
38	062-650-050-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
39	062-650-060-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
40	062-650-070-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
41	062-650-080-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
42	062-650-090-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
43	062-650-100-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
44	062-650-110-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
45	062-650-120-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
46	062-650-130-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
47	062-650-140-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
48	062-650-150-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
49	062-650-160-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
50	062-650-170-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
51	062-650-180-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
52	062-650-190-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40

**CITY OF LODI  
THE VILLAS - ZONE 6  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
53	062-650-200-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
54	062-650-210-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
55	062-650-220-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
56	062-650-230-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
57	062-650-240-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
58	062-650-250-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
59	062-650-260-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
60	062-650-270-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
61	062-650-280-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
62	062-650-290-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
63	062-650-300-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
64	062-650-310-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
65	062-650-320-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
66	062-650-330-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
67	062-650-340-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
68	062-650-350-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
69	062-650-360-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
70	062-650-370-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
71	062-650-380-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
72	062-650-390-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
73	062-650-400-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
74	062-650-410-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
75	062-650-420-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
76	062-650-430-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
77	062-650-440-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
78	062-650-450-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
79	062-650-460-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
80	062-650-470-000	SFR	n/a	1.00	577.70	517.58	606.59	\$606.58	407.41	407.40
<b>Total</b>	<b>80 PARCELS</b>			<b>80</b>	<b>\$46,216.00</b>	<b>\$41,406.40</b>		<b>\$48,526.40</b>		<b>\$32,592.00</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
WOODLAKE MEADOW - ZONE 7  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX LEVY	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	015-600-010-000	n/a	n/a	1.00	\$190.72	\$189.26	\$200.26	\$200.26	\$170.00	<b>\$170.00</b>
2	015-600-010-000	n/a	n/a	1.00	190.72	189.26	200.26	200.26	170.00	<b>170.00</b>
3	015-600-010-000	n/a	n/a	1.00	190.72	189.26	200.26	200.26	170.00	<b>170.00</b>
4	015-600-010-000	n/a	n/a	1.00	190.72	189.26	200.26	200.26	170.00	<b>170.00</b>
5	015-600-010-000	n/a	n/a	1.00	190.72	189.26	200.26	200.26	170.00	<b>170.00</b>
<b>Total</b>	<b>5 PARCELS</b>			<b>5</b>	<b>\$953.60</b>	<b>\$946.30</b>		<b>\$1,001.30</b>		<b>\$850.00</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
VINTAGE OAKS - ZONE 8  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	058-640-010-000	SFR	n/a	1.00	\$416.71	\$295.82	\$437.54	\$437.54	\$436.48	<b>\$436.48</b>
2	058-640-020-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
3	058-640-030-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
4	058-640-040-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
5	058-640-050-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
6	058-640-060-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
7	058-640-070-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
8	058-640-080-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
9	058-640-090-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
10	058-640-100-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
11	058-640-110-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
12	058-640-120-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
13	058-640-130-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
14	058-640-140-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
15	058-640-150-000	SFR	n/a	1.00	416.71	295.82	437.54	437.54	436.48	<b>436.48</b>
16	058-230-050-000	SFR	n/a	2.00	416.71	591.64	437.54	875.08	436.48	<b>872.96</b>
<b>Total</b>	<b>16 PARCELS</b>			<b>17</b>	<b>\$6,667.29</b>	<b>\$5,028.94</b>		<b>\$7,438.18</b>		<b>\$7,420.16</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
INTERLAKE SQUARE - ZONE 9  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	045-260-070-000	SFR	n/a	11.00	\$198.36	\$851.00	\$208.28	\$2,291.08	\$175.54	<b>\$1,930.94</b>
<b>Total</b>	<b>1 PARCEL</b>			<b>11</b>	<b>\$198.36</b>	<b>\$851.00</b>		<b>\$2,291.08</b>		<b>\$1,930.94</b>

\* Dwelling Unit Equivalent Factor



**CITY OF LODI  
LAKESHORE PROPERTIES - ZONE 10  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	031-330-010-000	SFR	n/a	1.00	\$166.57	\$45.56	\$174.90	\$174.90	\$138.58	<b>\$138.58</b>
2	031-330-020-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
3	031-330-030-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
4	031-330-040-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
5	031-330-050-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
6	031-330-060-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
7	031-330-070-000	SFR	n/a	1.00	166.57	45.56	174.90	174.90	138.58	<b>138.58</b>
<b>Total</b>				<b>7</b>				<b>\$1,224.30</b>		<b>\$970.06</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
TATE PROPERTY - ZONE 11  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	058-230-140-000	SFR	n/a	7.00	\$247.57	\$886.00	\$259.95	\$1,819.64	\$258.84	<b>\$1,811.88</b>
<b>Total</b>	<b>1 PARCEL</b>			<b>7</b>	<b>\$247.57</b>	<b>\$886.00</b>		<b>\$1,819.64</b>		<b>\$1,811.88</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI  
WINCHESTER WOODS - ZONE 12  
FISCAL YEAR 2007/08  
PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	060-220-300-000	SFR	n/a	1.00	\$146.25	\$47.24	\$153.56	\$153.56	\$136.44	<b>\$136.44</b>
2	060-220-310-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
3	060-220-320-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
4	060-220-330-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
5	060-220-340-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
6	060-220-350-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
7	060-220-360-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
8	060-220-370-000	SFR	n/a	1.00	146.25	47.24	153.56	153.56	136.44	<b>136.44</b>
<b>Total</b>	<b>8 PARCELS</b>			<b>8</b>				<b>\$1,228.48</b>		<b>\$1,091.52</b>

\* Dwelling Unit Equivalent Factor

**CITY OF LODI**  
**GUILD AVENUE INDUSTRIAL - ZONE 13**  
**FISCAL YEAR 2007/08**  
**PRELIMINARY PARCEL LISTING**

	APN	LUC	ACRES	dueF*	2006/07 MAX RATE	2006/07 LEVY AMT	2007/08 MAX RATE	2007/08 MAX LEVY	2007/08 BUDGET	2007/08 LEVY AMT
1	049-040-091-000	SFR	n/a	55.28	N/A	N/A	\$96.82	\$5,352.20	\$56.49	<b>\$3,122.76</b>
2	049-080-016-000	SFR	n/a	20.00	N/A	N/A	96.82	1,936.40	56.49	<b>1,129.80</b>
3	Por. Of 049-080-017-000	SFR	n/a	1.84	N/A	N/A	96.82	178.14	56.49	<b>103.94</b>
4	Por. Of 049-080-017-000	SFR	n/a	2.28	N/A	N/A	96.82	220.74	56.49	<b>128.80</b>
5	Por. Of 049-080-017-000	SFR	n/a	2.28	N/A	N/A	96.82	220.74	56.49	<b>128.80</b>
6	Por. Of 049-080-017-000	SFR	n/a	2.42	N/A	N/A	96.82	234.30	56.49	<b>136.70</b>
7	Por. Of 049-080-017-000	SFR	n/a	7.67	N/A	N/A	96.82	742.60	56.49	<b>433.28</b>
8	Por. Of 049-080-017-000	SFR	n/a	2.29	N/A	N/A	96.82	221.72	56.49	<b>129.36</b>
<b>Total</b>				<b>94.06</b>				<b>\$9,106.84</b>		<b>\$5,313.44</b>

\* Dwelling Unit Equivalent Factor

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI,  
CALIFORNIA, FOR PRELIMINARY APPROVAL OF THE ENGINEER'S  
ANNUAL LEVY REPORT REGARDING THE PROPOSED LEVY AND  
COLLECTION OF ASSESSMENTS FOR THE LODI CONSOLIDATED  
LANDSCAPE MAINTENANCE DISTRICT NO. 2003-1, FISCAL YEAR  
2007/08

=====

WHEREAS, the City Council pursuant to the provisions of the *Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500)* (hereafter referred to as the "Act") did by previous Resolution, order the preparation of an Annual Levy Report (hereafter referred to as the "Report") for the District known and designated as the Lodi Consolidated Landscape Maintenance District No. 2003-1 (hereafter referred to as the "District"); and,

WHEREAS, there has now been presented to this City Council the Report as required by *Chapter 1, Article 4, Section 22566* of said Act; and,

WHEREAS, this City Council has carefully examined and reviewed the Report as presented and is preliminarily satisfied with the District, each and all of the budgets items and documents as set forth therein, and is satisfied that the levy amounts, on a preliminary basis, have been spread in accordance with the special benefit received from the improvements, operation, maintenance and services to be performed within the District, as set forth in said Report; and,

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE DISTRICT, AS FOLLOWS:

Section 1 That the above recitals are true and correct.

Section 2 That the "Report" as presented, consisting of the following:

- a. A Description of Improvements.
- b. The Annual Budget (Costs and Expenses of Services, Operations and Maintenance)
- c. The District Roll containing the Fiscal Year 2007/08 Levy for each Assessor Parcel within the District.

is hereby approved on a preliminary basis, and ordered to be filed in the Office of the City Clerk as a permanent record and to remain open to public inspection.

Section 3 That the City Clerk shall certify to the passage and adoption of this Resolution, and the minutes of this meeting shall so reflect the presentation of the Report.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LODI, CALIFORNIA,  
DECLARING ITS INTENTION FOR THE LEVY AND COLLECTION OF  
ASSESSMENTS FOR THE LODI CONSOLIDATED LANDSCAPE  
MAINTENANCE DISTRICT NO. 2003-1, FISCAL YEAR 2007/08

=====

WHEREAS, the City Council has by previous Resolutions formed the Lodi Consolidated Landscape Maintenance District No. 2003-1 (hereafter referred to as the "District"), and initiated proceedings for Fiscal Year 2007/08, pursuant to the provisions of the *Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500)* (hereafter referred to as the "Act") that provides for the levy and collection of assessments by the County of San Joaquin for the City of Lodi to pay the maintenance and services of all improvements and facilities related thereto; and,

WHEREAS, the City Council has retained NBS Government Finance Group, DBA NBS (hereafter referred to as "NBS") for the purpose of assisting with the Annual Levy of the District, and to prepare and file a report with the City Clerk in accordance with the Act; and,

NOW, THEREFORE BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL FOR THE DISTRICT, PURSUANT TO *CHAPTER 3, SECTION 22624* OF THE ACT, AS FOLLOWS:

Section 1 Intention: The City Council hereby declares that it is its intention to seek the Annual Levy of the District pursuant to the Act, over and including the land within the District boundary, and to levy and collect assessments on all such land to pay the annual costs of the improvements. The City Council finds that the public's best interest requires such levy and collection.

Section 2 District Boundaries: The boundaries of the District are described as the boundaries previously defined in the formation documents of the original District, within the boundaries of the City of Lodi, within the County of San Joaquin, State of California and includes the subdivisions known as Almondwood Estates, Century Meadows One, Millsbridge II, Almond North, Legacy Estates I, Legacy Estates II, Kirst Estates, The Villas, Woodlake Meadow, Vintage Oaks, Interlake Square, Lakeshore Properties, the Tate Property and Winchester Woods.

Section 3 Description of Improvements: The improvements within the District may include, but are not limited to: street parkway trees, public park land, plants and trees, landscaping, irrigation and drainage systems, maintenance of pedestrian walkways, graffiti removal, maintenance and rebuilding of masonry walls and associated appurtenances within the public right-of-ways or specific easements. Services provided include all necessary service, operations, administration and maintenance required to keep the improvements in a healthy, vigorous and satisfactory condition.

Section 4 Proposed Assessment Amounts: For Fiscal Year 2007/08, the proposed assessments are outlined in the Engineer's Annual Levy Report which details any changes or increases in the annual assessment.

Section 5 Public Hearing(s): The City Council hereby declares its intention to conduct a Public Hearing annually concerning the levy of assessments for the District in accordance with *Chapter 3, Section 22626* of the Act.

Section 6 Notice: The City shall give notice of the time and place of the Public Hearing to all property owners within the District by causing the publishing of this Resolution once in the local newspaper for two consecutive weeks not less than ten (10) days before the date of the Public Hearing, and by posting a copy of this resolution on the official bulletin board customarily used by the City Council for the posting of notices. Any interested person may file a written protest with the City Clerk prior to the conclusion of the Public Hearing, or, having previously filed a protest, may file a written withdrawal of that protest. A written protest shall state all grounds of objection and a protest by a property owner shall contain a description sufficient to identify the property owned by such property owner. At the Public Hearing, all interested persons shall be afforded the opportunity to hear and be heard.

Section 7 Notice of Public Hearing: Notice is hereby given that a Public Hearing on these matters will be held by the City Council on Wednesday July 18, 2007 at 7:00 p.m. or as soon thereafter as feasible in the City Council Chambers, located at 221 West Pine Street, Lodi, CA.

Section 8 The City Clerk is hereby authorized and directed to give notice of such hearing as provided by law.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_



**Comments by the public on non-agenda items**

**THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.**

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

**Comments by the City Council Members on non-agenda items**



# CITY OF LODI COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Public Hearing to Consider Adopting Resolution Adjusting CPI-Based Water and Wastewater Rates

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Public Works Director

**RECOMMENDED ACTION:** Conduct a public hearing to consider adopting a resolution adjusting CPI-based water and wastewater rates.

**BACKGROUND INFORMATION:** In the spring of 2004, subsequent to City-wide notification, the City Council approved rate increases for water and wastewater services. The public notification and resolution passed at that time included provisions for future rate adjustments based on the Consumer Price Index (CPI).

Resolution No. 2004-77 states that the index to be used shall be the San Francisco-Oakland-San Jose CPI for all items (unadjusted), and the rate increase shall not exceed the percentage change in the CPI index since the previous adjustment. The price index for December 2005 was 203.4 and 210.4 for December 2006, which translates to an increase of 3.44%. The rate increase (as shown on the attached tables) is on all water and wastewater service charges, except for the PCE/TCE charges under water service. The increase amount for a 3-bedroom home is \$0.94 for water and \$0.90 for wastewater. The effective date of the increase is July 1, 2007. (The PCE/TCE rate analysis included a cost inflation allowance in establishing those increases with the three-step increase.)

**FISCAL IMPACT:** There would be an increase in the annual water and wastewater fund revenue, which is needed to help keep up with cost of service increases and new mandated costs.

**FUNDING AVAILABLE:** Not applicable.

---

Richard C. Prima, Jr.  
Public Works Director

Prepared by Rebecca Areida, Management Analyst

RCP/RA/pmf

Attachments

cc: Steve Mann, Information Systems Manager  
Charles Swimley, Water Services Manager

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

**City of Lodi Water Utility**
**Proposed Water Rates**

Single-Family Residential	Current Rates				Rates Effective 7/1/2007			
	Base	Infr.	PCE/TCE	Monthly Total	Base	Infr.	PCE/TCE (3rd step)	Monthly Total
1 BR - House	\$13.94	\$5.07	\$4.86	\$23.87	\$14.42	\$5.24	\$7.29	\$26.95
2 BR - House	16.73	6.09	5.84	28.66	17.31	6.30	8.76	32.37
3 BR - House	20.06	7.29	7.00	34.35	20.75	7.54	10.50	38.79
4 BR - House	24.1	8.77	8.41	41.28	24.93	9.07	12.61	46.61
5 BR - House	28.91	10.52	10.09	49.52	29.90	10.88	15.13	55.91
6 BR - House	34.69	12.62	12.10	59.41	35.88	13.05	18.16	67.09
7 BR - House	41.62	15.14	14.52	71.28	43.05	15.66	21.78	80.49
Multi-Family Residential								
1 BR - APT	\$11.96	\$4.35	\$4.17	\$20.48	\$12.37	\$4.50	\$6.26	\$23.13
2 BR - APT	14.34	5.22	5.00	24.56	14.83	5.40	7.51	27.74
3 BR - APT (1)	17.21	6.26	6.00	29.47	17.80	6.48	9.01	33.29
Flat Rate Commercial/Industrial Customers - Varies, Increase all by 3.44% except PCE/TCE surcharge								
Metered Rate (2)	Base	Infr. \$/ccf	PCE/TCE	Total	Base	Infr. \$/ccf	PCE/TCE	Total
Commodity Charge per 100 cu. Ft.	\$0.500	\$0.238		\$0.738	\$0.517	\$0.243		\$0.760
monthly charge								
Comm. 5/8"	\$14.63		\$6.37	\$21.00	\$15.13		\$9.56	\$24.69
Comm. .75"	16.08		7.00	23.08	16.63		10.50	27.13
Comm. 1"	24.11		10.51	34.62	24.94		15.76	40.70
Comm. 1.5"	32.14		14.00	46.14	33.25		21.01	54.26
Comm. 2"	40.19		17.51	57.70	41.57		26.27	67.84
Comm. 3"	56.27		24.51	80.78	58.21		36.77	94.98
Comm. 4"	72.34		31.52	103.86	74.83		47.28	122.11
Comm. 6"	104.50		45.53	150.03	108.09		68.30	176.39
Comm. 8"	136.67		59.50	196.17	141.37		89.25	230.62
Comm. 10"	168.83		73.50	242.33	174.64		110.25	284.89
Construction Water Charges per 100 cu. Ft.	\$0.738				\$0.763			

(1) plus 20% for each additional bedroom

(2) Monthly total for metered commercial customers depends on amount of water used

**City of Lodi Wastewater Utility**  
Proposed Wastewater Rates

	Current Rates			Rates Effective 7/1/2007		
	Base	Infr.	Monthly Total	Base	Infr.	Monthly Total
Residential						
1 BR	\$11.02	\$4.47	\$15.49	\$11.40	\$4.63	\$16.03
2 BR	14.69	5.96	20.65	15.20	6.17	21.37
3 BR	18.36	7.45	25.81	19.00	7.71	26.71
4 BR	22.04	8.94	30.98	22.80	9.26	32.06
5 BR	25.71	10.43	36.14	26.60	10.80	37.40
6 BR	29.38	11.92	41.30	30.40	12.34	42.74
7 BR	33.05	13.41	46.46	34.20	13.88	48.08

Moderate Strength (annual per SSU)	\$247.80	\$256.33
High Strength User:		
Flow (per MG, annual basis)	2,092.01	2,164.00
BOD (per 1,000 lbs., annual basis)	345.24	357.12
SS (per 1,000 lb., annual basis)	215.86	223.29
Grease Inceptor & Septic Holding Tank Waste within City Limits (per 1,000 gal.)	182.80	189.09
Septic (only) Holding Tank Waste Outside City limits (per 1,000 gal.)	388.06	401.41
Disposal to Storm Drain System (per MG)	192.00	198.61
Disposal to Industrial System:		
Flow (per MG, annual basis)	1,309.48	n/a rates adusted annually per
BOD (per 1,000 lbs., annual basis)	22.82	LMC § 13.12.210
Winery Waste (per 1,000 gal.)	185.10	191.47

(1) Established City Utility Discounts apply to above rates

RESOLUTION NO. 2007-\_\_\_\_\_

A RESOLUTION OF THE LODI CITY  
COUNCIL ADJUSTING CPI-BASED WATER  
AND WASTEWATER RATES

=====

WHEREAS, in the spring of 2004, subsequent to City-wide notification, the City Council approved rate increases for water and wastewater services; and

WHEREAS, the adoption of Resolution No. 2004-77 included provisions for future rate adjustments based on the Consumer Price Index (CPI); and

WHEREAS, Resolution No. 2004-77 states that the index to be used shall be the San Francisco-Oakland-San Jose CPI for all items (unadjusted), and the rate increase shall not exceed the percentage change in the CPI index since the previous adjustment. The price index for December 2005 was 203.4 and 210.4 for December 2006, which translates to an increase of 3.44%. The rate increase (as shown on the attached tables marked Exhibit A) is on all water and wastewater service charges, except for the PCE/TCE charges under water service. The increase amount for a 3-bedroom home is \$0.94 for water and \$0.90 for wastewater. The effective date of the increase is July 1, 2007. (The PCE/TCE rate analysis included a cost inflation allowance in establishing those increases with the three-step increase.)

NOW, THEREFORE, BE IT RESOLVED that the Lodi City Council does hereby approve adjusting CPI-Based water and wastewater rates as outlined above and on Exhibit A attached, with the effective date of the increase to be July 1, 2007.

Dated: June 6, 2007

=====

I hereby certify that Resolution No. 2007-\_\_\_\_\_ was passed and adopted by the City Council of the City of Lodi in a regular meeting held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

RANDI JOHL  
City Clerk

2007-\_\_\_\_\_

**City of Lodi Water Utility**  
Proposed Water Rates

	Current Rates				Rates Effective 7/1/2007			
Single-Family Residential	Base	Infr.	PCE/ TCE	Monthly Total	Base	Infr.	PCE/TCE (3rd step)	Monthly Total
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Multi-Family Residential								
1 BR - APT	\$11.96	\$4.35	\$4.17	\$20.48	\$12.37	\$4.50	\$6.26	\$23.13
2 BR - APT	14.34	5.22	5.00	24.56	14.83	5.40	7.51	27.74
3 BR - APT (1)	17.21	6.26	6.00	29.47	17.80	6.48	9.01	33.29
Flat Rate Commercial/Industrial Customers - Varies, Increase all by 3.44% except PCE/TCE surcharge								
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Construction Water Charges per 100 cu. Ft.	\$0.738				\$0.763			

(1) plus 20% for each additional bedroom

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Proposed Wastewater Rates

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7 BR	33.05	13.41	46.46	34.20	13.88	48.08

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High Strength User:		
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BOD (per 1,000 lbs., annual basis)	22.82	LMC § 13.12.210
Winery Waste (per 1,000 gal.)	185.10	191.47

(1) Established City Utility Discounts apply to above rates





***Please immediately confirm receipt  
of this fax by calling 333-6702***

CITY OF LODI  
P. O. BOX 3006  
LODI, CALIFORNIA 95241-1910

**ADVERTISING INSTRUCTIONS**

**SUBJECT: PUBLIC HEARING TO CONSIDER ADOPTING RESOLUTION  
ADJUSTING CONSUMER PRICE INDEX-BASED WATER AND  
WASTEWATER RATES**

**PUBLISH DATE: SATURDAY, MAY 5, 2007**


**LEGAL AD**

**TEAR SHEETS WANTED: One (1) please**

**SEND AFFIDAVIT AND BILL TO:** RANDI JOHL, CITY CLERK  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

**DATED:** THURSDAY, MAY 3, 2007

**ORDERED BY:** RANDI JOHL  
CITY CLERK

  
JENNIFER M. PERRIN, CMC  
DEPUTY CITY CLERK

\_\_\_\_\_  
DANA CHAPMAN  
ADMINISTRATIVE CLERK

**Verify Appearance of this Legal in the Newspaper – Copy to File**

LNS	Faxed to the Sentinel at 369-1084 at <u>4:05 pm</u> (time) on <u>5/3/07</u> (date) <u>2</u> (pages)			
	Phoned to confirm receipt of all pages at _____ (time) _____ JLT _____ DRC _____ JMP (initials)			



## **DECLARATION OF POSTING**

### **PUBLIC HEARING NOTICE TO CONSIDER ADOPTING RESOLUTION ADJUSTING CONSUMER PRICE INDEX-BASED WATER AND WASTEWATER RATES**

On Friday, May 4, 2007, in the City of Lodi, San Joaquin County, California, a Public Hearing Notice to consider adopting resolution adjusting Consumer Price Index-based water and wastewater rates (attached and marked as Exhibit A) was posted at the following locations:


Lodi Public Library  
Lodi City Clerk's Office  
Lodi City Hall Lobby  
Lodi Carnegie Forum

I declare under penalty of perjury that the foregoing is true and correct.

Executed on May 4, 2007, at Lodi, California.

ORDERED BY:

**RANDI JOHL  
CITY CLERK**

  
JENNIFER M. PERRIN, CMC  
DEPUTY CITY CLERK

\_\_\_\_\_  
DANA R. CHAPMAN  
ADMINISTRATIVE CLERK



## CITY OF LODI

Carnegie Forum  
305 West Pine Street, Lodi

### NOTICE OF PUBLIC HEARING

Date: June 6, 2007

Time: 7:00 p.m.

For information regarding this notice please contact:

**Randi Johl,**  
City Clerk  
Telephone: (209) 333-6702

EXHIBIT A

### NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Wednesday, June 6, 2007**, at the hour of 7:00 p.m., or as soon thereafter as the matter may be heard, the City Council will conduct a public hearing at the Carnegie Forum, 305 West Pine Street, Lodi, to consider the following matter:

- a) Consider adopting resolution adjusting Consumer Price Index-based water and wastewater rates

Information regarding this item may be obtained in the Public Works Department, 221 West Pine Street, Lodi, (209) 333-6706. All interested persons are invited to present their views and comments on this matter. Written statements may be filed with the City Clerk, City Hall, 221 West Pine Street, 2<sup>nd</sup> Floor, Lodi, 95240, at any time prior to the hearing scheduled herein, and oral statements may be made at said hearing.

If you challenge the subject matter in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice or in written correspondence delivered to the City Clerk, 221 West Pine Street, at or prior to the close of the public hearing.

By Order of the Lodi City Council:

Randi Johl  
City Clerk

**Dated: May 2, 2007**

Approved as to form:

D. Stephen Schwabauer  
City Attorney



# CITY OF LODI

## COUNCIL COMMUNICATION

**AGENDA TITLE:** Appointments to the Lodi Arts Commission, Library Board of Trustees, and Planning Commission and Post for One Remaining Vacancy on the Lodi Arts Commission

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

**RECOMMENDED ACTION:** Concur with the Mayor's recommended appointments to the Lodi Arts Commission, Library Board of Trustees, and Planning Commission and direct the City Clerk to post for one remaining vacancy on the Lodi Arts Commission.

**BACKGROUND INFORMATION:** As indicated below, the City Clerk's Office was directed to post for one vacancy and three expiring terms on the Lodi Arts Commission, one expiring term on the Library Board of Trustees, and two expiring terms on the Planning Commission. Only three applications were received to fill the four positions on the Lodi Arts Commission, and it is suggested that the remaining vacancy be posted for an additional 30-day period.

It is, therefore, recommended that the City Council concur with the following appointments and direct the City Clerk to post for the one remaining vacancy on the Lodi Arts Commission.

### **APPOINTMENTS**

#### **Lodi Arts Commission** *Posting for expiring terms ordered 4/4/07*

Laura Heinitz	Term to expire July 1, 2010
Margie Lawson	Term to expire July 1, 2010
Beverly Norcross	Term to expire July 1, 2010

NOTE: Three applicants (three seeking reappointment); published in Lodi News Sentinel 4/14/07; application deadline 5/14/07

#### **Library Board of Trustees** *Posting for expiring term ordered 4/4/07*

George Neely	Term to expire June 30, 2010
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NOTE: Three applicants (two new applications and one on file); published in Lodi News Sentinel 4/14/07; application deadline 5/14/07

#### **Planning Commission** *Posting for expiring terms ordered 4/4/07*

Dave Kirsten	Term to expire June 30, 2011
Steve Hennecke	Term to expire June 30, 2011

NOTE: Nine applicants (two seeking reappointment; four new applications; and three on file); published in Lodi News Sentinel 4/14/07; application deadline 5/14/07

### **POSTING**

#### **Lodi Arts Commission** *Posting for vacancy ordered 2/21/07*

One Vacancy	Term to expire July 1, 2008
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**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

RJ/JMP

\_\_\_\_\_  
Randi Johl, City Clerk

**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** Presentation of Lodi Campus Master Plan by San Joaquin Delta College and Consider Negotiation of a Development Agreement

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Manager

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**RECOMMENDED ACTION:** Receive a presentation of the Lodi Campus Master Plan from San Joaquin Delta College and designate two members of the Council to assist the City Manager with negotiation of a Development Agreement.

**BACKGROUND INFORMATION:** On February 22, 2005, San Joaquin Delta College hosted a meeting to announce its plans to search for a campus site in the Lodi - Galt area. On June 7, 2005, the City Council received its first presentation from San Joaquin Delta College with regard to the development of a new Lodi-Galt campus. The college district has earmarked approximately \$16 million from the 2003 \$250 million Measure "L" bond to develop a facility to serve the needs of the Lodi-Galt-Foothill area. The City Council, by consensus, endorsed the development of a campus in Lodi. On March 8, 2006, the Delta College Board of Trustees announced its intentions to seek the development of a new campus on Highway 12/Victor Road in Lodi. On April 4, 2006, the City Council received a second presentation on the services, programs, and curriculum proposed for the new Lodi campus.

Now, to bring the Council up to date on the development of the new Lodi campus, Maria Elena Serna, President of the Board and Dr. Raul Rodriguez, Superintendent/President will make a presentation on the current status of the proposed Master Plan development.

After the presentation, it is recommended that the Council consider appointing two members of the Council to work with the City Manager in the negotiation of a Development Agreement between the City and Delta College. A Development Agreement is a contract that can guide development and provide a level of assurance and certainty to the college district. It is anticipated that it will take approximately one year to complete the planning and approval process.

**FISCAL IMPACT:** The direct fiscal impacts related to receiving the presentation and a possible Development Agreement are unknown at this time. However, it has been calculated that a fully developed campus with 7,500 full time equivalent students will add 400 new jobs to the local economy, and although difficult to quantify, workforce productivity is expected to increase with greater access to a community college.

**FUNDING:** Not applicable

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Blair King, City Manager

cc: Dr. Raul Rodriguez, President, San Joaquin Delta College  
Maria Elena Serna, President, Delta College Board of Trustees

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APPROVED: \_\_\_\_\_  
Blair King, City Manager



## **CITY OF LODI COUNCIL COMMUNICATION**

TM

**AGENDA TITLE:** Consideration of the Status of Animal Shelter Task Force

**MEETING DATE:** June 6, 2007 (Carried over from meeting of 5/2/07)

**PREPARED BY:** Randi Johl, City Clerk

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**RECOMMENDED ACTION:** Consideration of the status of the Animal Shelter Task Force, and, if so desired, adopt resolution dissolving the Animal Shelter Task Force, creating the Lodi Animal Shelter Advisory Committee, and directing staff to return to the City Council at a future date with specific information, including, but not limited to, membership, terms, meetings, purpose, and other information as requested.

**BACKGROUND INFORMATION:** The Animal Shelter Task Force was created on September 20, 2000, to review the needs of the Animal Shelter in the City of Lodi and provide both short-term and long-term recommendations regarding the same. The Task Force currently consists of seven members with unspecified terms. The meeting schedule is as called and the staff liaison is Jeannie Biskup, Special Services Manager. The Task Force's highlights since creation include an in depth report pertaining to current and future animal shelter needs and recommendations regarding a new location and facility. Due to funding restrictions, a new facility was not built; however, the City Council authorized a temporary modular building to be moved to the Lodi Animal Shelter and approved a related Memorandum of Understanding. Staff recently received requests from the City Council pertaining to the functionality of the Task Force. The matter was discussed at the March 20, 2007, Shirtsleeve Session, which included an overall review of the City's boards and commissions. At that time, staff received various suggestions pertaining to the permanent status of the Task Force and membership and indicated it would be returning to the Council for direction.

If the Council so desires, it may make the Task Force more permanent in nature by creating a committee or commission. The creation of either a committee or commission requires specific determinations be made as to (1) membership, (2) terms, (3) location, date, time, and place of meetings, and (4) purpose. In addition, appointment to either a committee or commission will require the City meet its obligations regarding legal notifications, the application process, and postings.

Both a committee and a commission are subject to the Brown Act. The primary difference between the two procedurally is that the commission is codified in the City's Municipal Code. As a result, creation of the commission would be by ordinance and requires two readings for passage. In addition, any future changes or additions, however small or large, would require code amendments to the Municipal Code. These changes may include, but are not limited to, membership numbers, change in meetings location or dates, etc. Changes to a committee can be accomplished at a single Council meeting. In addition, the advisory nature of the group may be better served through a committee, rather than a commission.

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

Given the above, staff recommends the City Council, if so desired, dissolve the Animal Shelter Task Force, create the Lodi Animal Shelter Advisory Committee, and direct staff to return to the City Council at a future date with specific information, including, but not limited to, membership, terms, meetings, purpose, and other information as requested.

**FISCAL IMPACT:** Not applicable.

**FUNDING AVAILABLE:** Not applicable.

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Randi Johl  
City Clerk



# CITY OF LODI

## COUNCIL COMMUNICATION

TM

**AGENDA TITLE:** Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$254,563.27)

**MEETING DATE:** June 6, 2007 City Council Meeting

**PREPARED BY:** City Attorney's Office

**RECOMMENDED ACTION:** That the City Council approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement Litigation in the total amount of \$245,282.62, and various other cases being held by Outside Counsel in the amount of \$9,280.65.

**BACKGROUND INFORMATION:** Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn; Kronick, Moskovitz, Tiedemann & Girard; JAMS Mediation Service; and other miscellaneous vendors, for services incurred relative to the Environmental Abatement Program litigation, and various other matters that are currently outstanding and need to be considered for payment.

### Folger Levin & Kahn - Invoices Distribution

Matter No.	Invoice No.	Date	Description	Water Acct. Amount
8002	101577	3/31/2007	People v M&P Investments	41,453.42
			City Attorney Adjustment	-1,500.00
8003	101584	3/31/2007	Hartford Insurance Coverage Litigation	175,917.90
			Contingency Fee Amount Savings	-125,917.90
8008	101578	3/31/2007	City of Lodi v. Envision Law Group	78,008.47
			City Attorney Adjustment	-1,000.00
	6675	1/31/2007	West Environmental(Peter Krasnoff)	24,942.01
	6760	2/28/2007	West Environmental(Peter Krasnoff)	3,792.50
		4/16/2007	Perry L. McCarty, Expert	450.00
	6908	3/31/2007	West Environmental(Peter Krasnoff)	14,245.01
	14778	4/29/2007	PES Environmental(Keth Obrien)	19,716.39
<b>Total</b>				<b>\$230,107.80</b>

### Kronick Moskovitz Tiedemann & Girard - Invoices Distribution

Matter No.	Invoice No.	Date	Description	100351.7323	1211.182
11233.001	232393	04/25/07	General Advice	599.76	
11233.026	232393		Lodi First v. City of Lodi	1,666.60	
11233.027	232393		Citizens for Open Govt.v.Col	133.50	
11233.029	232393		AT&T v. City of Lodi	4,934.86	
11233.032	232393		CFD Formation		1,945.93
<b>Total</b>				<b>\$7,334.72</b>	<b>\$1,945.93</b>

APPROVED:

Blair King, City Manager



MISCELLANEOUS			Water Account
Invoice No.	Date	Description	Amount
06-373888-LDK	Sept06-Apr07	ADR Services, Inc(Hartford v. COL)	2,553.13
325946	1/17/2007	Barkley Court Reporters	843.31
870701	4/12/2007	Harry A. Cannon, Inc.	1,149.27
68051ESF	1/22/2007	Esquire Deposition Services	821.30
20062587	3/30/2007	Legalink, Inc.	367.00
20063722	4/17/2007	Legalink, Inc.	679.00
20063740	4/18/2007	Legalink, Inc.	688.50
20063754	4/27/2007	Legalink, Inc.	880.00
20064380	4/26/2007	Legalink, Inc.	849.50
20064371	4/27/2007	Legalink, Inc.	474.00
07SF50959	5/9/2007	Document Services Unlimited	369.81
<b>Total</b>			<b>\$9,674.82</b>

**JAMS Mediation Services**

		WaterAcct
0001278713-110	3/30/2007 People v. M&P Investments	<u>5,500.00</u>

**Total** **\$5,500.00**

**FISCAL IMPACT:** Expenses in the amount of \$7,334.72 will be paid out of the General Fund with \$1,800.10 of that amount billed to Walmart for City's defense of the Citizens for Open Government v. City of Lodi and Lodi First v. City of Lodi litigation. The remaining expenses will be paid out of the Water Fund and the Capital Outlay Fund.

**FUNDING AVAILABLE:**

Water Fund	\$245,282.62
General Fund	\$ 7,334.72
Capital Outlay Fund	\$ 1,945.93

Approved:

Approved:

\_\_\_\_\_  
Kirk Evans, Budget Manager

\_\_\_\_\_  
Stephen Schwabauer, City Attorney



## **CITY OF LODI COUNCIL COMMUNICATION**

TM

**AGENDA TITLE:** Consideration of Proposal Regarding San Joaquin Regional Dive and Recovery Team upon Request by Mayor Pro Tempore Mounce

**MEETING DATE:** June 6, 2007

**PREPARED BY:** Randi Johl, City Clerk

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**RECOMMENDED ACTION:** Consider the proposal regarding the San Joaquin Regional Dive and Recovery Team at the request of Mayor Pro Tempore Mounce and provide staff direction or take further action if so desired.

**BACKGROUND INFORMATION:** At the regular City Council meeting of April 4, 2007, Gene Davenport provided a brief presentation regarding a proposed San Joaquin Regional Dive and Recovery Team, similar to the program utilized in Sacramento County. Additional documentation regarding the proposed program was also provided by Mr. Davenport and is attached. This item was placed on the agenda for Council consideration at the request of Mayor Pro Tempore Mounce. Staff does not have a specific recommendation regarding the item at this time as the matter is agendaized for discussion purposes only.

**FISCAL IMPACT:** Not applicable.

**FUNDING AVAILABLE:** Not applicable.

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Randi Johl  
City Clerk

RJ

Attachment

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



INTERNATIONAL LONGSHORE  
& WAREHOUSE UNION  
Local 54 Stockton

GENE DAVENPORT  
Secretary / Treasurer

22 N. Union  
Stockton, CA 95205  
Phone: (209) 464-1827



Cell Phone: (209) 993-1703  
Fax: (209) 464-5709  
E-Mail: [gened@lodinet.com](mailto:gened@lodinet.com)

*Gene Davenport  
675 Canyon Creek Way  
Galt, CA 95632*

Mayor Bob Johnson  
Council Members Joanne Mounce, Larry D. Hansen  
Susan Hitchcock, Phil Katzkian  
P.O. Box 3006  
Lodi Ca. 95241-1910

Please find attached letters and memos from representatives of the city, county, and private enterprise. This letter is an official request seeking donations for the funding of a Dive and Recovery Team (DART) for the citizens of San Joaquin County.

San Joaquin County Sheriff Steve Moore, through the Sheriff's Foundation, is allowing donations to be made to a non-profit 501c3 charitable account for the establishment of our Dive and Recovery Team, which is to be manned by an all volunteer staff. One hundred percent of donations are to be used for the Dive and Recovery Team for all required equipment and accessories.

All persons associated with this endeavor feel it will take the participation of all government agencies (city, county, and state), private businesses and the public sector to make this a viable operation. We anticipate a yearly budget of \$50,000 dollars.

We hope you will give serious consideration to donating to this endeavor to make it a reality for all citizens of this county. Through ongoing donations and grants through different agencies we hope to keep this a permanent entity in this county. San Joaquin County has over 1,200 miles of waterway and we are in dire need of this service. Thank you for all due consideration.

Sincerely,



Gene Davenport  
(209) 9931703



OFFICE OF  
**SHERIFF-CORONER**

COUNTY OF SAN JOAQUIN

7000 Michael N. Canlis Blvd.  
French Camp, California 95231-9781

**Steve Moore**  
Sheriff-Coroner  
Public Administrator

February 23, 2007

Gene Davenport  
International Longshore & Warehouse Union  
Local 54 Stockton  
22 N. Union  
Stockton, California 95205

Please allow me to thank you for your efforts in bringing to the Sheriff's attention the need for a team of divers who could assist local law enforcement in dealing with investigations in and around bodies of water.

I have made contact with the Board of Directors of the San Joaquin County Sheriff's Foundation who has agreed to manage donations to this worthwhile cause.

Donations can be made to:

**San Joaquin County Dive And Recovery Team (SJC D.A.R.T.)**  
P.O. Box 878  
Stockton, California 95201

Any donations made to the SJC DART are tax deductible under the Sheriff's Foundation which is a 501c3 charitable organization. There is no overhead involved with the Sheriff's Foundation, which means that one hundred percent of any donations will go directly toward the SJC DART.

I look forward to working with you on this project.

Sincerely,

Jess DuBois  
Assistant Sheriff  
San Joaquin County Sheriff's Office  
(209) 468-4312

# Longshoreman feared dead in wreck at port

By David Siders  
Record Staff Writer

STOCKTON — A body pulled from Stockton Deep Water Channel late Thursday was believed to be that of an elderly longshoreman who had been reported missing Wednesday and who appeared to have been driving a truck that plunged into the water, Port of Stockton officials said.

The missing man, who was identified by officials as Jose "Pepe" Correa of Stockton, was the oldest of the port's longshoremen, said Dennis Brueck-

ner, president of International Longshore Workers Union Local 54.

"No one's really sure how old he is," Brueckner said. "He was in pretty good shape, and he didn't shy away from hard work."

It has been at least a decade since a longshoreman died at work at the port, Brueckner said.

Divers found a body and a truck submerged in about 32 feet of water off Dock No. 9, port Police Chief George Lerner said. He did not identify the body, which Lerner said was found

outside the submerged truck at about 7:50 p.m.

Correa's wife reported her husband missing when he failed to return home from work late Wednesday, port officials said. A grim outcome was feared once officials found a truck missing, a rail above the water damaged and an oil slick below, port Director Richard Aschieris said.

"It's a sad day here," he said Thursday before the body was recovered. "The circumstances don't point to a good ending here."

Brueckner said Correa, who drove a lift and worked the

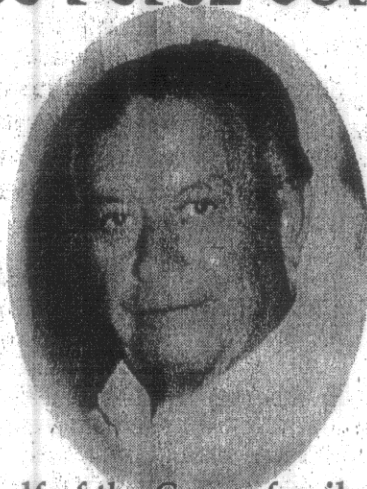
dock, was preparing to retire in December. Correa had worked at the port for about 40 years, Brueckner said. A son of his also is a longshoreman at the port, he said.

Brueckner said Correa was "always smiling, always willing to joke." He said he was a hard worker who was everybody's friend.

Correa's family could not be reached for comment late Thursday. "They're just very upset," Brueckner said.

Contact reporter David Siders at (209) 943-8580 or dsiders@recordnet.com

## Jose Perez Correa



On behalf of the Correa family.... "thank you" to everyone for your kind gestures and show of sympathy during our loss.

De parte de la familia Perez Correa, Queremos agradecerle a todos por su apoyo y su compasion durante nuestra pena y perdida de Jose Perez Correa.

Wife, Maria De La Luz Perez Correa, children Roy Perez y Familia, Dora Perez y Familia, Carmen Teresa de Zermeno y Familia, Efrain Padilla Perez y Familia

529211

# International Longshore and Warehouse Union

*Local 54*

*I.L.W.U.*

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22 NORTH UNION STREET  
PHONE (209) 464-1827

---



---

FAX (209)464-5709  
e-mail: ILWU.Local54@  
worldnet.att.net

---

STOCKTON CA 95205-4988



April 4, 2007

Honorable Mayor Bob Johnson Council Members  
Mounce, Hansen, Hitchcock, and Katzakian  
P.O. Box 3006  
Lodi Ca. 95241-1910

My name is Gene Davenport. I am the Secretary-Treasurer of ILWU Local 54 in Stockton, California. I am writing this letter on behalf of the citizens of San Joaquin County.

On August 9, 2006 we suffered a loss at the Port of Stockton. At approximately 4 p.m., an accident occurred at the Port of Stockton. We don't know what happened, but an individual who has worked at the port for over 35 years was involved in an unseen accident. His name was Jose Perez Correa. At approximately 10 p.m. that evening his family reported him missing. After the Port authorities found an accident scene, local emergency agencies were contacted to respond to the accident. Port authorities were informed by these emergency agencies that they did not do retrievals. What we found out, was that with this kind of accident no local agencies will respond to this type of situation because is not considered a rescue, it is considered a recovery. Needless to say this put an enormous strain on his family and co-workers who stood by while all this was occurring. At approximately 2 a.m., the family was informed that the Sacramento Dive and Retrieval Team would respond at the earliest possible time. Thanks to the Sacramento D.A.R.T. team, our friend and Brother Jose Perez Correa and his vehicle were pulled from the water at approximately 8:30 p.m., 32 hours after it was reported.

What this whole tragic accident showed was that San Joaquin County needs to have its own D.A.R.T. team. After conversations with the Port Director Richard Aschieris and those involved at the accident, it was agreed upon that we would try to establish our own D.A.R.T. team for San Joaquin County. Through conversations with Sheriff Steve Moore, it was agreed upon that we would take on this endeavor and use the San Joaquin County Sheriff's Foundation (a 501c3 charitable organization).

With the help of the San Joaquin County Sheriff's Dept., the San Joaquin County Fire Departments, the Port of Stockton and other local agencies, we have undertaken the task of getting this project off the ground. No person or family should have to go through an event like this again regardless of whom they are or where they come from. This endeavor will be 100% voluntary and absolutely all monies will be used in the overhead of this team in the form of equipment and accessories.

This endeavor won't be a success without local businesses partaking in its support in a continuing fashion and we would like to count on your support today, tomorrow, and the future to keep this worthy cause an asset to our county. Please don't hesitate to call if any concerns or questions.

Respectfully,

A handwritten signature in cursive script, appearing to read "Gene Davenport", with a long horizontal flourish extending to the right.

Gene Davenport  
Secretary/Treasurer  
ILWU Local 54



DENNIS A. CARDOZA  
18TH DISTRICT, CALIFORNIA

COMMITTEE ON RULES

COMMITTEE ON AGRICULTURE

CHAIRMAN, SUBCOMMITTEE ON

HORTICULTURE AND ORGANIC AGRICULTURE

SUBCOMMITTEE ON LIVESTOCK, DAIRY AND POULTRY

SUBCOMMITTEE ON

CONSERVATION, CREDIT, ENERGY AND RESEARCH

**Congress of the United States**  
**House of Representatives**  
Washington, DC 20515-0518

August 9, 2006

WASHINGTON OFFICE:

435 CANNON HOUSE OFFICE BUILDING  
WASHINGTON, DC 20515  
(202) 225-6131

DISTRICT OFFICES:

2222 M STREET, SUITE 305  
MERCED, CA 95340  
(209) 383-4455

1010 10TH STREET, SUITE 5800  
MODESTO, CA 95384  
(209) 527-1914

137 EAST WEBER AVENUE  
STOCKTON, CA 95202  
(209) 946-0361

Mr. Gene Davenport  
ILWU Local 54  
22 North Union Street  
Stockton, CA 95205

Dear Mr. Davenport,

I wanted to take a moment to express my condolences for the loss of Jose Correa. There is no doubt this is a painful time for his family, as well as, his brothers and sisters at the ILWU.

While I am extremely appreciative of the DART team from Sacramento activating to assist with this incident, I certainly hope if I can ever be of assistance to support the formation of a local volunteer rescue team, you will not hesitate to call me.

Again, please accept my most sincere sympathies for your loss.

Sincerely,



DENNIS CARDOZA  
Member of Congress

# PORT OF STOCKTON

Phone: (209) 946-0246



Fax: (209) 465-7244

August 14, 2006

Gordon Palmer, City Manager  
City of Stockton  
425 N. El Dorado Street  
Stockton, CA 95202

RE: Water Related Accidents and Drowning Victim Recovery

Dear Gordon:

During the last few months, the Port of Stockton has experienced two accidents where vehicles were driven into the water with possible drowning victims. Both cases were classified as recovery operations rather than life saving due to the time frames involved. During the first incident we used a private diver employed by a towing company to recover the vehicle from Burns Cut near the Rough and Ready Island Bridge. The recovery took approximately five days and it was discovered that vehicle was stolen with no drowning involved. In the latest incident, a longshoreman accidentally drove a vehicle off Dock 9. We used the services of the Sacramento County Sheriff's Department Drowning Accident Rescue Team (D.A.R.T.) to recover the victim and vehicle.

The Port of Stockton believes that San Joaquin County and its cities, with our "1000 miles of waterways," need a water recovery unit similar to Sacramento County's D.A.R.T. that can respond quickly to a drowning incident. The recovery of drowning victims is extremely traumatic for families and the recovery is time consuming.

The Stockton Fire Department has a water rescue unit that responds to initial incidents but does not provide drowning victim/vehicle recovery. We certainly understand the different skills required between water rescue and the recovery of drowning victims along with related evidence, i.e., vehicles. The San Joaquin County Sheriff's Department boat patrol provides drowning victim recovery with limited access to qualified divers.

August 14, 2006  
Gordon Palmer  
Page two

Based on our recent experience at the Port of Stockton we would like to enlist your support to jointly develop a plan to provide this type of service to the communities of San Joaquin County. With the expertise of personnel from the Stockton Fire Department, San Joaquin County Sheriff's Department boat patrol, and the Sacramento County D.A.R.T., a volunteer team could be developed, trained, and deployed to provide for the recovery of drowning victims and vehicles from our waterways.

Please let me know if the City of Stockton would be interested in establishing such a rescue team. The Port of Stockton would be willing to provide a base of operations for a Drowning Accident Rescue Team as well as other support that would be necessary.

Sincerely,



Richard Aschieris  
Port Director

cc: Commissioners, Stockton Port District



## **CITY OF LODI COUNCIL COMMUNICATION**

**AGENDA TITLE:** Request from San Joaquin Partnership, the Business Council, and University of the Pacific for Financial Support to Establish an “Angel Capital Fund”, suggested contribution \$10,000.

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Manager

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**RECOMMENDED ACTION:** Council direction requested.

**BACKGROUND INFORMATION:** The San Joaquin Partnership and the Business Council in cooperation with the University of the Pacific are attempting to form a San Joaquin County “angel” capital fund. Angel investors are the early stage investors in start-up business ventures. The purpose of improving access to capital for entrepreneurs is to increase job creation and business growth. Lodi has been asked to make a \$10,000 grant to support this endeavor. Grant funds will be used to provide matching funds for an Economic Development Administration (EDA) grant.

Attached is a request from Mark Plovnick, Director of the Office of Economic Development for the University of the Pacific.

Based upon the possibility that Lodi might grant this request, Lodi has been included as a sponsor for the upcoming San Joaquin Venture Funding and Entrepreneurship Conference scheduled for June 21, 2007. This conference is intended to stimulate interest from investors in the angel capital fund.

Other cities that have committed funds to this project: Stockton (\$25,000); Tracy (\$15,000); Lathrop (\$10,000); and the County has committed (\$25,000). As one will note, the amounts vary and it is assumed that Lodi could make a smaller contribution.

**FISCAL IMPACT:** Funds are requested from the current FY 06-07 year. Specific funds have not been budgeted. If the Council directs, unexpended budgeted funds will be used to make the grant request.

**FUNDING:** Not applicable.

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Blair King, City Manager

Attachment

cc: Mark Plovnik, Director of Economic Development, University of the Pacific

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

MAY 08 2007

CITY MANAGER'S OFFICE

UNIVERSITY OF THE  
PACIFIC

May 7, 2007

Mr. Blair King  
City Manager  
City of Lodi  
P.O. Box 3006  
Lodi, CA 95241-1910

Dear Blair:

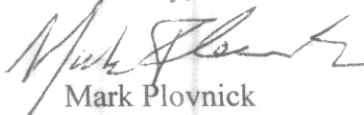
Thank you for the City of Lodi's consideration of a \$10,000 grant to support the development of an angel capital fund in San Joaquin County, and to provide matching funds for an EDA grant that will enable our fund to participate in a network of similar funds in northern California. (The proposal for the EDA grant has been provided to you under separate cover.) As you know the creation of this fund is part of a County-wide effort that is included in the San Joaquin Partnership's recently adopted strategic plan to encourage entrepreneurship in the region, with the resulting benefit of increased job creation and enhanced economic development.

To date several cities in San Joaquin County, and the County itself, along with numerous businesses and other organizations, have committed to supporting this angel capital fund project. In addition to helping with our region's economic growth, by supporting the angel fund project Lodi would be listed as a sponsor of all activities associated with the fund including the upcoming San Joaquin Venture Funding and Entrepreneurship Conference, scheduled for June 21, which will feature Lieutenant Governor John Garamendi, Assistant U.S. Secretary of Commerce Sandy Baruah and a number of highly regarded angel investors and venture capitalists from throughout Northern California.

For purposes of coordination, the funds to support the angel fund project are being collected by the University of the Pacific Office of Economic Development. If Lodi is able to participate in this effort, please make your check payable to the University of the Pacific Office of Economic Development, and send it to my attention at the above address.

Thank you again for your consideration.

Sincerely,



Mark Plovnick  
Director

University of the Pacific, San Joaquin Partnership/Business Council,  
San Joaquin Delta College SBDC, SJC Economic Development  
Association, Central Valley Fund, and Golden Capital Network present

# San Joaquin Venture Funding and Entrepreneurship Conference June 21, 2007



UNIVERSITY OF THE PACIFIC  
RAYMOND GREAT HALL

7:30 A.M. - 1:30 P.M.

(OPTIONAL WORKSHOP FOR ENTREPRENEURS FROM 1:30-4:30 P.M.)

*"A can't miss conference for successful central  
valley business executives, investors, and entrepreneurs"*

## FEATURED SPEAKERS

John Garamendi, California Lieutenant Governor

Sandy K. Baruah, U.S. Assistant Secretary of Commerce for Economic Development

Paul Yett, Managing Director, Hamilton Lane Advisors LLC

Michael E. Locke, President and C.E.O, San Joaquin Partnership

Franklin "Pitch" Johnson, Founding Partner, Asset Management Company

## BUSINESS SHOWCASE

Watch 4 local entrepreneurs make business plan presentations  
and compete for the "Best of Show" Award

Entrepreneurs interested in making presentations must submit  
executive summaries (max 3 pages long) to [entrepreneur@goldencapital.net](mailto:entrepreneur@goldencapital.net)

( REGISTRATION INFO ON REVERSE )

GCN

SAN JOAQUIN PARTNERSHIP

**SJC**  
ECONOMIC  
DEVELOPMENT  
ASSOCIATION

**NECSBDC**

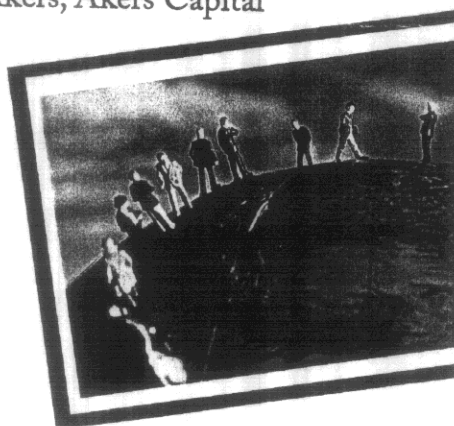
**BCI**  
BUSINESS COUNCIL  
SAN JOAQUIN COUNTY



## INVESTOR PANELISTS

The conference features the largest contingent of angel and venture capital investors ever to assemble in San Joaquin County.

Jose Blanco, Central Valley Fund	Brad Triebsch, Central Valley Fund
Steve Mills, DCA Capital	Peter Gardner, WavePoint Ventures
Scott Lenet, DFJ Frontier	Harry Laswell, American River Ventures
Curt Rocca, DCA Capital	Roger Akers, Akers Capital
Dan Lankford, WavePoint Ventures	
Rahul Banta, TimesTen Ventures	
Joe Milam, Legacy Capital Management	
Ed McNulty, Central Valley Fund	
John Thornton, Pacific Community Ventures	



## WHO SHOULD ATTEND?

Business executives, entrepreneurs, angel investors, venture capitalists, professional services providers, consultants, educators, and civic leaders.

## REGISTRATION & INFO

Visit [www.goldencapital.net](http://www.goldencapital.net) or call (530) 893-8828

Cost: \$55 (\$75 at the door)

(INCLUDES LUNCH AND OPTIONAL AFTERNOON WORKSHOP)

## SPONSORS

Central Valley Fund	San Joaquin County	LearningChange
University of the Pacific	City of Stockton	City of Lathrop
Hakeem, Ellis & Marengo	Bekins-Pacific Storage	General Mills
City of Tracy	The Record	Bank of Agriculture and Commerce
Farmers and Merchants Bank	Port of Stockton	Guaranty Bank
Downey Brand Attorneys LLP	San Joaquin Partnership	KeyBank
Moss Adams LLP	Hamilton Lane Advisors LLC	Union Bank
San Joaquin Business Council	Amplify Software	Bank of the West
City of Lodi	U.S. Bank	Wells Fargo
San Joaquin Hispanic Chamber of Commerce		San Joaquin County Revolving Loan Fund
	Pillsbury, Winthrop, Shaw, Pittman LLP	



TM

## CITY OF LODI COUNCIL COMMUNICATION

**AGENDA TITLE:** Ordinance No. 1798 Entitled, "An Ordinance of the Lodi City Council Amending Chapter 13.20, 'Electrical Service,' by Repealing and Reenacting Section 13.20.210, Schedule EM, Relating to Mobile Home Park Service Rates"

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Motion waiving reading in full and (following reading by title) adopting the attached Ordinance No. 1798.

**BACKGROUND INFORMATION:** Ordinance No. 1798 entitled, "An Ordinance of the Lodi City Council Amending Chapter 13.20, 'Electrical Service,' by Repealing and Reenacting Section 13.20.210, Schedule EM, Relating to Mobile Home Park Service Rates" was introduced at the regular City Council meeting of May 16, 2007.

**ADOPTION:** With the exception of urgency ordinances, no ordinance may be passed within five days of its introduction. Two readings are therefore required – one to introduce and a second to adopt the ordinance. Ordinances may only be passed at a regular meeting or at an adjourned regular meeting; except for urgency ordinances, ordinances may not be passed at a special meeting. Id. All ordinances must be read in full either at the time of introduction or at the time of passage, unless a regular motion waiving further reading is adopted by a majority of all council persons present. **Cal. Gov't Code § 36934.**

Ordinances take effect 30 days after their final passage. **Cal. Gov't Code § 36937.**

This ordinance has been approved as to form by the City Attorney.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

---

Randi Johl  
City Clerk

RJ/jmp

Attachment

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager



ORDINANCE NO. 1798

AN ORDINANCE OF THE LODI CITY COUNCIL AMENDING  
CHAPTER 13.20, "ELECTRICAL SERVICE," BY REPEALING AND  
REENACTING SECTION 13.20.210, SCHEDULE EM, RELATING TO  
MOBILE HOME PARK SERVICE RATES

=====

BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

SECTION 1. Lodi Municipal Code Section 13.20.210 is hereby repealed and reenacted to read as follows:

**APPLICABILITY:**

This schedule is applicable to service supplied to mobile home parks through one meter and sub-metered to all individual mobile home units.

**RATES:**

Minimum Charge.....\$5.00

**Energy Charge is by Tier of kWh usage:**

	<b><u>Tier 1</u></b> (Baseline)	<b><u>Tier 2</u></b> (101-130% of baseline)	<b><u>Tier 3</u></b> 131-200% of baseline)	<b><u>Tier 4</u></b> (201-300% of baseline)	<b><u>Tier 5</u></b> (Over 300% of baseline)
\$/kWh	\$0.1420	\$0.1450	\$0.2235	\$0.3180	\$0.3300

**Summer (May through October) Energy Tiers**

	<b><u>Tier 1</u></b> (Baseline)	<b><u>Tier 2</u></b> (101-130% of baseline)	<b><u>Tier 3</u></b> 131-200% of baseline)	<b><u>Tier 4</u></b> (201-300% of baseline)	<b><u>Tier 5</u></b> (Over 300% of baseline)
Beginning Tier kWh/month	0	482	626	963	>1,443
Ending Tier kWh/month	481	625	962	1,443	

**Winter (November through April) Energy Tiers**

	<b><u>Tier 1</u></b> (Baseline)	<b><u>Tier 2</u></b> (101-130% of baseline)	<b><u>Tier 3</u></b> 131-200% of baseline)	<b><u>Tier 4</u></b> (201-300% of baseline)	<b><u>Tier 5</u></b> (Over 300% of baseline)
Beginning Tier kWh/month	0	392	509	783	>1,173
Ending Tier kWh/month	391	508	782	1,173	

**MASTER METER / SUB-METER DISCOUNT:**

For each occupied mobile home park unit, the park owner will receive a discount in the same amount as allowed to PG&E by the California Public Utilities Commission for the nearest geographic area, expressed as an average monthly amount.

**MARKET COST ADJUSTMENT (MCA):**

A market cost adjustment may be included in each bill for service. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the adjustment amount per kWh. The adjustment amount per kWh will reflect amounts charged the City of Lodi by various suppliers of bulk power not covered in the above rates.

**BILLING CYCLE CHARGE (MONTHLY BILL):**

The Billing Cycle Charge is the higher of the Minimum Charge or the sum of the Customer Charge, Energy Charge, Discount and MCA.

**SPECIAL CONDITIONS:**

- (a) This rate is available only for mobile home park master metering in service prior to March 31, 1989.
- (b) It is the responsibility of the master-metered customer to notify the City Finance Department within 15 days following any change in the number of occupied mobile home park units wired for service.
- (c) Miscellaneous electric loads such as general lighting, laundry rooms, general maintenance, and other similar use incidental to the operation of the premises as a multi-family accommodation will be considered domestic use.
- (d) To qualify for Single Household Alternative Rate for Energy (SHARE) the sub-metered tenants of the master-metered City of Lodi Customer will submit an application, including the tenant's unit number, to the City of Lodi Finance Department. The City of Lodi Finance Department will notify the master-metered Customer of the tenant's certification.
- (e) Certification will be required to determine income eligibility for the SHARE program. Sub-metered tenants of the master metered City of Lodi Customer must sign a statement upon application indicating that the City of Lodi may verify the sub-metered tenant's eligibility at any time. The master-metered Customer, not the City of Lodi, is responsible for extending the SHARE program to tenants certified to receive them. If verification establishes that the SHARE tenant is ineligible, the tenant will be removed from the master-metered Customer's qualified tenants and the City of Lodi may render corrective billings.
- (f) An additional medical discount is available as described in Schedule MR, Residential Medical Rider.
- (g) The master-metered Customer shall not bill any sub-metered tenant more than that tenant would be billed if that tenant were an individual customer of the City of Lodi. For a qualifying SHARE tenant, the master-metered Customer shall bill the qualifying tenant at the applicable rates equivalent to Schedule ED, Residential SHARE Program Service. A non-qualifying tenant shall be billed at the same rate that the City bills the park owner, excepting the Master Meter / Sub-Meter Discount.
- (h) The master-meter/sub-meter rate discount provided herein prohibits further recovery by mobile home park owners for the costs of owning, operating and maintaining their electric sub-metered system.
- (i) Mobile home park owners must submit their billings to the Electric Utility Department semi-annually for auditing to ensure compliance with this section.

**FIXED INCOME DISCOUNT:**

For those customers who are on fixed incomes below \$45,000 annually and who are over 62 years of age, and do not qualify for any other discount, a discount of 5% shall apply to the electric bill. Procedures as to qualification will be established by the Electric Utility Department.

**SECTION 2. No Mandatory Duty of Care.** This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

**SECTION 3. Severability.** If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

**SECTION 4.** All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

**SECTION 5.** This ordinance shall be published pursuant to law and shall become effective 30 days from the date of passage and adoption.

**SECTION 6.** This amended Schedule referenced above shall be effective on applicable electric utility billings prepared by the City of Lodi on or after July 6, 2007, or the first date allowable under State law.

Approved this 6<sup>th</sup> day of June, 2007

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BOB JOHNSON  
MAYOR

ATTEST:

RANDI JOHL  
City Clerk

State of California  
County of San Joaquin, ss.

I, Randi Johl, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1798 was introduced at a regular meeting of the City Council of the City of Lodi held May 16, 2007, and was thereafter passed, adopted, and ordered to print at a regular meeting of said Council held June 6, 2007, by the following vote:

AYES: COUNCIL MEMBERS –

NOES: COUNCIL MEMBERS –

ABSENT: COUNCIL MEMBERS –

ABSTAIN: COUNCIL MEMBERS –

I further certify that Ordinance No. 1798 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

RANDI JOHL  
City Clerk

Approved to Form:

D. STEPHEN SCHWABAUER  
City Attorney



## **CITY OF LODI COUNCIL COMMUNICATION**

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**AGENDA TITLE:** Ordinance No. 1799 Entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20, 'Electrical Service,' by Repealing Section 13.20.175, Schedule MCA – Market Cost Adjustment, and Enacting New Section 13.20.175, Schedule ECA – Energy Cost Adjustment"

**MEETING DATE:** June 6, 2007

**PREPARED BY:** City Clerk

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**RECOMMENDED ACTION:** Motion waiving reading in full and (following reading by title) adopting the attached Ordinance No. 1799.

**BACKGROUND INFORMATION:** Ordinance No. 1799 entitled, "An Ordinance of the Lodi City Council Amending Lodi Municipal Code Chapter 13.20, 'Electrical Service,' by Repealing Section 13.20.175, Schedule MCA – Market Cost Adjustment, and Enacting New Section 13.20.175, Schedule ECA – Energy Cost Adjustment" was introduced at the regular City Council meeting of May 16, 2007.

**ADOPTION:** With the exception of urgency ordinances, no ordinance may be passed within five days of its introduction. Two readings are therefore required – one to introduce and a second to adopt the ordinance. Ordinances may only be passed at a regular meeting or at an adjourned regular meeting; except for urgency ordinances, ordinances may not be passed at a special meeting. Id. All ordinances must be read in full either at the time of introduction or at the time of passage, unless a regular motion waiving further reading is adopted by a majority of all council persons present. **Cal. Gov't Code § 36934.**

Ordinances take effect 30 days after their final passage. **Cal. Gov't Code § 36937.**

This ordinance has been approved as to form by the City Attorney.

**FISCAL IMPACT:** None.

**FUNDING AVAILABLE:** None required.

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Randi Johl  
City Clerk

RJ/jmp

Attachment

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**APPROVED:** \_\_\_\_\_  
Blair King, City Manager

ORDINANCE NO. 1799

AN ORDINANCE OF THE LODI CITY COUNCIL AMENDING LODI  
MUNICIPAL CODE CHAPTER 13.20, "ELECTRICAL SERVICE," BY  
REPEALING SECTION 13.20.175, SCHEDULE MCA – MARKET COST  
ADJUSTMENT, AND ENACTING NEW SECTION 13.20.175, SCHEDULE  
ECA – ENERGY COST ADJUSTMENT

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BE IT ORDAINED BY THE LODI CITY COUNCIL AS FOLLOWS:

**SECTION 1.** Lodi Municipal Code Section 13.20.175, "Schedule MCA – Market Cost Adjustment," is hereby repealed in its entirety.

**SECTION 2.** Lodi Municipal Code Section 13.20.175, "Schedule ECA – Energy Cost Adjustment," is hereby enacted to read as follows:

**APPLICABILITY:**

This schedule is applicable to all electric customers served by the City of Lodi. Each customer shall pay the applicable rate plus an Energy Cost Adjustment (ECA) for each kilowatt-hour (kWh) delivered to the customer. The adjustment shall be the product of the total kilowatt-hours (kWh) for which the bill is rendered times the ECA amount per kWh.

The purpose of the ECA is to adjust for increases/decreases to the City of Lodi's wholesale energy costs. This adjustment provides a mechanism to recover increased costs for wholesale energy or to lower collections when costs decrease below the base charge level.

**RATES:**

Effective July 1, 2007, the ECA billing factor for any given month shall be calculated as follows:

$$ECA = \frac{(a) + (b) - (c)(d+f)}{(e)} - (f)$$

Where:

- (a) equals the amount the City of Lodi is actually charged by the Northern California Power Agency for the billing month, including adjustments for prior billing periods, less any third party revenue credits.
- (b) equals the City of Lodi's estimated costs related to the acquisition of wholesale power, both financial and physical, procured directly by the City for the billing month, including adjustments for prior billing periods.
- (c) equals the difference between actual retail energy sales and projected sales level for the month which is two (2) months prior to the billing month.
- (d) equals the ECA billing factor for the month which is two (2) months prior to the billing month.
- (e) equals the forecast of projected retail energy sales for the billing month.
- (f) equals the baseline energy cost for the City of \$0.0831.

The City of Lodi will recalculate the ECA each month, and resulting amount shall be automatically implemented for bills rendered during the following billing month. The ECA shall not be discounted. ECA calculations will be presented to the Lodi Budget and Finance Committee for their ongoing audit verification.

SECTION 3. The paragraphs referencing a Market Cost Adjustment in the Rate Schedule Exhibits in: Lodi Municipal Code Sections 13.20.190, EA-Residential Service; 13.20.200, ED-Residential Share; 13.20.210, EM-Mobile Home Park Service; 13.20.235, ES-City Facilities Service; 13.20.240, G1-Group1; 13.20.250, G2-Group 2; 13.20.260, G3-Group 3; 13.20.270, G4-Group 4; 13.20.280, G5-Group 5; 13.20.310, I1-Group 5 Optional; shall be amended to read as follows:

**ENERGY COST ADJUSTMENT (SCHEDULE ECA):**

An Energy Cost Adjustment (ECA) may be included in each bill for service as provided in Section 13.20.175 Schedule ECA – Energy Cost Adjustment.

SECTION 4. The reference to “EA Market Cost Adjustment” in the Exhibit to Lodi Municipal Code Section 13.20.220, MR-Medical Residential Discount” shall be amended to refer to an “Energy Cost Adjustment (ECA) as provided in Section 13.20.175 Schedule ECA – Energy Cost Adjustment.” Further, the second paragraph of the Section of the above Exhibit entitled “Applicability” shall be amended to read as follows:

Master-metered customers with qualifying tenant(s) on Schedule EA are entitled to a discount of 25% per billing cycle (monthly bill) for each qualifying household or mobile home unit. Master-metered customers with qualifying tenant(s) on Schedule ED are entitled to to a discount of 5% per billing cycle (monthly bill) for each qualifying household or mobile home unit.

SECTION 5. No Mandatory Duty of Care. This ordinance is not intended to and shall not be construed or given effect in a manner which imposes upon the City, or any officer or employee thereof, a mandatory duty of care towards persons or property within the City or outside of the City so as to provide a basis of civil liability for damages, except as otherwise imposed by law.

SECTION 6. Severability. If any provision of this ordinance or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application. To this end, the provisions of this ordinance are severable. The City Council hereby declares that it would have adopted this ordinance irrespective of the invalidity of any particular portion thereof.

SECTION 7. All ordinances and parts of ordinances in conflict herewith are repealed insofar as such conflict may exist.

SECTION 8. This ordinance shall be published pursuant to law and shall become effective 30 days from the date of passage and adoption.

SECTION 9. This amended Schedule referenced above shall be effective on applicable electric utility billings prepared by the City of Lodi on or after July 6, 2007, or the first date allowable under State law.

Approved this 6<sup>th</sup> day of June, 2007

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BOB JOHNSON  
MAYOR

ATTEST:

RANDI JOHL  
City Clerk

State of California  
County of San Joaquin, ss.

I, Randi Johl, City Clerk of the City of Lodi, do hereby certify that Ordinance No. 1799 was introduced at a regular meeting of the City Council of the City of Lodi held May 16, 2007, and was thereafter passed, adopted, and ordered to print at a regular meeting of said Council held June 6, 2007, by the following vote:

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I further certify that Ordinance No. 1799 was approved and signed by the Mayor on the date of its passage and the same has been published pursuant to law.

RANDI JOHL  
City Clerk

Approved to Form:

D. STEPHEN SCHWABAUER  
City Attorney